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URBAN/MUNICIPAL

HAMILTON, ONT. COUNCIL
AGENDAS OF the Council

November 1983- MARCH84

Urb/Mun Agenda
Bulletin Board
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MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, November 29, 1983
7:30 o'clock p.m.
Council Chambers
City Hall

AGENDA

1. Prayer
2. Minutes of Previous Meeting held November 8, 1983
3. Correspondence - attached
   - (a) James C. Buchanan and Jack H. Raynsford
   - (b) Anthony Butler, President
     Social Planning & Research Council
   - (c) Corporation of the City of Burlington
4. Reports of Standing Committees - attached
   - A Transport and Environment Committee
   - B Parks and Recreation Committee
   - C Finance Committee
   - D Planning and Development Committee
   - E Legislation Committee
   - F Personnel Committee

   and G Special Harbour Committee
5. Notices of Motion given at previous meeting
6. Notices of Motion for next meeting
7. First reading of Bills
8. Second reading of Bills - Committee of the Whole
9. Third reading of Bills
10. Question period
11. Adjournment

CORRESPONDENCE

NOV 18 1983 3(a

Mayor Robert Morrow
City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

10th November, 1983.

Dear Mayor Morrow,

Enclosed is a copy of the brief being submitted to the Hon. Andrew S. Brandt in accordance with the Environmental Assessment Act.

Sincerely,

James C Buchanan

James C. Buchanan,
359 Upper Ottawa St.,
Hamilton. L8T 3S5.

Jack H. Raynsford

Jack H. Raynsford,
859 Upper Ottawa St.,
Hamilton. L8T 3V4.

MR:JR/JCB

BRIEF

The Freeway was passed by Regional Council. The Freeway will relieve our city of the pollution caused by heavy truck and car traffic which has to pass through the heart of our city.

The Freeway will also open up our industrial sites on the mountain and in other areas without causing unneccessary pollution in the one-family residential areas.

The Red Hill Creek Valley is a neglected, polluted area that drains the toxic waste of the now closed Upper Ottawa Street "dump" by way of the prohibited recreational area at Albion Falls. The construction of this Freeway would bring these areas up to a healthy environment.

The construction of the Freeway will clean up the contaminated areas, eliminate the strangling of our growth in our Region, and will give us an unquestionable healthy environment.

James C. Buchanan,
359 Upper Ottawa St.,
Hamilton. L8T 3S5.

Jack H. Raynsford,
859 Upper Ottawa St.,
Hamilton. L8T 3V4.

November 10, 1983

3(b)

The Social Planning & Research Council of Hamilton and District
155 James St. S., Suite 602, Hamilton, Ont. L8P 3A4 Telephone: 522-1148

November 24, 1983

Mr. E.A. Simpson,
City Clerk,
City of Hamilton,
City Hall,
Hamilton, Ont. L8N 3T4

Dear Mr. Simpson:

I am writing in response to your letter dated November 16, 1983, in which you forwarded City Council's request to the Social Planning and Research Council to undertake a feasibility study into the establishment of a Local Citizens' Media Review Committee.

This request has been referred to our Executive Committee for discussion. We will review the request as soon as possible and let Council know shortly whether we can undertake such a study. Please inform Council that we are in the process of making a decision and that we will respond as quickly as we can to their request.

Yours sincerely,

Anthony Butler

Anthony Butler,
President.

AB/ms

3(c)

The Corporation of the
City of Burlington

City Hall:
426 Brant Street, Burlington, Ontario, Canada
Mailing Address:
P.O. Box 5013, Burlington, Ontario, Canada L7R 3Z6

Telephone: 335-7606

File No.:

November 23, 1983

Mayor Morrow and Members of
Hamilton City Council

Re: ANNEXATION OF BURLINGTON BAY/HAMILTON HARBOUR

The purpose of this letter and the attached report on the above mentioned matter which goes before the City of Hamilton's Planning and Development Committee on November 30, 1983, is to have the position of the City of Burlington in your hands well in advance of the meeting. The report being submitted by Alderman Brechin, Chairman of the City of Burlington's Planning and Development Committee, sets out clearly and concisely the concerns of the City of Burlington on the matter. The City of Burlington considers Option B to be a reasonable solution to the boundary question.

Hamilton City Council is aware that the City of Burlington began in 1977 to address a proposal for the annexation of Burlington Bay/Hamilton Harbour. In 1979, by-laws were enacted and forwarded to the Minister of Intergovernmental Affairs.

On December 19, 1979, the Minister advised the City of Burlington that he had decided to defer the Ontario Municipal Board consideration of our by-law pending further review. The then Minister, the Honourable Tom Wells, indicated his preference for a negotiated consensus between the two municipalities on the matter, rather than referring it to the Ontario Municipal Board for adjudication. Over the past three years, staff and committees of both municipalities have met periodically.

If none of us knew, or if anyone was shown a map of the Burlington Bay/Hamilton Harbour and were asked where the boundary line would be between the two municipalities, quite likely any of us would probably say the centre line would appear to be the logical boundary line. The position of the City of Burlington is that a centre line boundary is not required, and any one of the three options presented would be a reasonable solution to our concerns, with Option B the preferred solution.

continued.../2

The purpose of this unusual step of approaching directly the Mayor and Council for the City of Hamilton is that since staff of both municipalities and conservation authorities have different points of view on the merits of the Burlington application, a logical decision has to be made by the elected Councils of both municipalities. It hardly seems a matter that requires adjudication by another body between two neighbours that have existed in harmony side-by-side for these many years.

It is, therefore, respectfully requested that Council for the City of Hamilton adopt Option B submitted by the City of Burlington which would involve the annexation of approximately 196 ha, approximately 200 metres from the shoreline of our municipality.

All of which is respectfully submitted.

Sincerely,

R.L. Bird, MAYOR

RLB:ms
Att.

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **TWENTY-FIRST** Report for 1983 and respectfully recommends:

1. That:

   i. The City of Hamilton support the proposal for the **amalgamation of the City Traffic Department with other Transportation services.**

   ii. Charges for services rendered be on a pay-for-services basis.

   iii. All present employees, except By-law Enforcement Officers, be included in the new Department and that they remain located in City Hall.

   iv. A separate report be prepared on the reporting relationship of the City By-law Enforcement Officers and their integration with other City Enforcement staff.

   v. The new Department provide the appropriate liaison with other transportation functions such as the Hamilton Civic Airport, Parking Authority and the Hamilton Harbour Commission and D.A.R.T.S.

   NOTE: The background material respecting this matter is appended hereto for the information of Council.

2. i. That an extension be given in respect of specific performance for **development of the closed portion of West Park Avenue by the Purchaser, S. J. Paikin Enterprises Ltd.**, along with his abutting lands, and,

   ii. That the condition for said performance, which was scheduled to expire on September 23, 1983, be extended to July 31, 1984.

   NOTE: The said sale was closed subject to the City's right to reconveyance of the lands in the event that the Purchaser failed to develop same as approved by the Land Division Committee.

   Staff was advised by the Purchaser that the development scheme as authorized by the Land Division Committee proved uneconomical when tested in the market place. It was explained that the westerly side of the assembly which comprises approximately 40% of the overall property was isolated from the scheme because of questionable geographic characteristics. In limiting development to three lots, the project could not be marketed profitably.

   The owners have since subjected the lands in question to an exhaustive soil test analysis which reports positively on the suitability of the lands overall for four single family residences. The analysis was done by Trow Ltd., Consulting Engineers, Stoney Creek, and staff has perused their report with satisfaction.

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The owners are now in a position to approach the Land Division Committee for a revised agreement and the extension proposed herein will qualify their application.

3. i. The approval of the **sale of the closed road allowance at 873 Main Street West measuring 38.54' x 229'/242', to 511339 Ontario Ltd.** in the total amount of $32 557. It is shown as Parts 1 and 2 on Registered Plan 62R-6882.

   ii. That the City Solicitor be directed to prepare a by-law for the sale of this portion of the unopened road allowance at 873 Main Street West pursuant to Sections 298 and 316 of the Municipal Act, R.S.O. 1980.

   iii. That the City Clerk be directed to publish a Notice pursuant to Section 301 of the Municipal Act, of City Council's intention to pass the proposed by-law.

   NOTE: This Offer to Purchase is also conditional upon and subject to the Purchaser or his agents obtaining a consent to the severance of the lands at 701-795 Main Street West on or before the closing date of this transaction, failing which, this Offer shall be null and void and the Purchaser's deposit returned in full forthwith.

   The principles involved in this company are Mr. W. Weir, Mr. J. Ramsbottom, Mr. G. Ward, Mr. A. Bliss and Mr. E. McKay. Mr. G. Gresko, secretary of the company, is their solicitor, but not a shareholder.

4. i. Approval of a **Landscaping Agreement for the northerly half of the unopened road allowance of Leslie Avenue to Lillian Caswell** for an annual rental of $10 plus taxes; and

   ii. That the City Solicitor be directed to prepare the necessary agreement.

   NOTE: The subject portion is more particularly described as:

   All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of the north half of that part of Leslie (formerly Ninth) Avenue according to Edgemount Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 603, the said part of Leslie Avenue extending from the western limit of West 35th Street to the western limit of the said Edgemount Survey.

5. That the City's action against **Hamilton Flying Club to recover $2 353.36 for miscellaneous debts** (relating to past realty taxes on Hangar T-35, landing fees and gasoline and oil rebates) be settled on the basis of the City being paid $1 176.68 by the Club in full satisfaction of the City's claim.

6. **WHEREAS** On May 31, 1983 in adopting Item 20 of the 10th Report of the Transport and Environment Committee, Council authorized the **sale of the vacant lot known as part of 151 East 21st Street** approximately 7.42 metres wide by 34.14 metres deep (24.34 ft. x 112 ft.) for the price of $11 000 to 456941 Ontario Limited;

AND WHEREAS on the closing date of the sale, staff tendered the City's duly executed Deed to the purchaser and requested the purchaser's certified cheque for the money due the City;

AND WHEREAS the purchaser, through his solicitor, refused to complete the transaction with the explanation that the purchaser did not have the necessary funds to proceed with the transaction,

IT IS THEREFORE RECOMMENDED that Council inform the purchaser that because the purchaser has breached the Agreement of Purchase and Sale by his refusal to complete the purchase from the City, that the Agreement of Purchase and Sale is at an end and the City will retain the purchaser's $1 000 deposit and the City will claim its loss on the re-sale of this property, if any, in excess of the said $1 000.

7. That Item 11 of the 5th Report of the Transport and Environment Committee which was adopted by City Council on February 24, 1981 be **amended** to reflect:

   i. **"Concrete Walks and Curbs"**

   ii. **"Estimated cost per metre = $17"**

   NOTE: On February 11, 1981, the Regional Engineering Department recommended to the Transport and Environment Committee:

   (a) "Concrete Walks and Curbs on Limeridge Road East (south side) from approximately 26m (85') east of Lawnview Drive to approximately 106m (348') easterly."

   The reference is to concrete walks and curbs. However, in the 5th Report of the Transport and Environment Committee, adopted by City Council on the 24th day of February, 1981, the reference to curbs was omitted. Item 11 of the 5th Report reads, "Concrete Walks". It is necessary that Item 11 be amended to read, "Concrete Walks and Curbs".

   (b) "Independent Concrete Curb on Limeridge Road East (south side) from Upper Wentworth Street to the west leg of Leggett Crescent.

   Estimated cost per metre = $17"

   The reference in Item 11 of the 5th Report, above referred to, is to $39.50 per metre. This latter figure is incorrect and consequently, Item 11 of the 5th Report is required to be amended to reflect the estimated cost of $17 per metre.

8. That:

   i. The applicant's (Mr. Murray on behalf of the owner) request to **discharge, at his own expense, the Encroachment Agreement for 55 Brant Street,** Instrument No. 53622 N.S. date of registration 40 12 04, be approved subject to the satisfaction of the City Solicitor.

   ii. The appropriate civic officials be authorized to execute the documents in relation to this discharge.

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NOTE: This agreement was entered into by the City of Hamilton and the previous owner of 1940. The present owner has removed the roadway encumbrances, to the satisfaction of the Commissioner of Engineering, and it is, therefore, appropriate to discharge this agreement.

9. **WHEREAS** authorization was granted by City Council to **Jordan and Geisel Management Ltd., owner of 172 Bay St. S. to retain:**

Concrete and wood post retaining walls, garage entrance ramp and landscaping on Duke St., with an area of 39.0m (128'-0") parallel to the building, and 4.9m (16'-0") from the back of the walk to the property line.

AND WHEREAS the applicant has failed to execute an encroachment agreement,

IT IS THEREFORE RECOMMENDED:

i. That authorization granted by City Council on 82 01 12 in adopting Item 16 of the First Report of the Transport and Environment Committee be **rescinded.**

ii. That authorization be granted to the City Solicitor's Department to initiate such legal action as may be necessary to protect the City's interest.

iii. That the Director and Public Works be authorized to remove the encroachments and the expense of so doing be applied to the annual taxes of the owners.

10. That the City Solicitor be directed to prepare a by-law to **widen Ridley Drive** by incorporating therein a 1.0 foot Reserve being that part of Block "EX" Plan 62M-135 lying west of the portion of Block "EX" previously incorporated by City of Hamilton By-law No. 77-288.

NOTE: The City Treasury Department and the Regional Department of Finance advise that all costs associated with services on the adjacent portion of Ridley Drive have been paid and since the abutting lands have been subdivided, it is now appropriate to remove the 1.0 foot reserve in order to provide access. The subject portion of the reserve is a strip of land 1.0 foot wide and about 383.67 feet long and is shown on the Regional Surveyor's Plan RA-A-220.

11. That the application of **Mr. A. S. Handelman, on behalf of the owners of 106 Peter Street, to retain the following inadvertent encroachment** on the road allowance:

"Concrete steps, approximately 0.67m by approximately 1.52m"

be approved during the pleasure of City Council, provided:

i. That the owners enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all action, causes of action, interest, claims, demands, costs, damages, expenses and loss.

ii. That an annual fee of $10 plus applicable realty taxes be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution, in addition to an annual sum as may be determined by Council from time to time to be charged to the owner for encroachment insurance.

12. That:

    i. Approval be given for **final payment to CN Rail of $127 509.44** for the City's share of the reconstruction of the James Street Bridge.

    ii. The Regional Commissioner of Engineering be authorized to deduct the difference between $150 000 already paid to CN Rail and $127 509.44, being $22 490.56 from the quarterly invoices to the City from CN Rail for maintenance of crossings with automatic protection.

13. That a **school traffic officer not be assigned** to the intersection of **Upper Gage Avenue and Brucedale Avenue East,** at this time.

14. That a **school traffic officer not be assigned** to the intersection of **Upper Gage Avenue and Sunninghill Avenue,** at this time.

15. That a **"One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday"** regulation be implemented on the **south side of Landsdowne Avenue,** commencing at Sherman Avenue North and extending to a point 132 feet easterly therefrom.

16. That:

    i. The **"No Stopping" traffic signal clearance on the west side of Hess Street North,** north of King Street West, be shortened from the present 93 feet, t a length of 65 feet, and;

    ii. A **parking prohibition be implemented on the west side of Hess Street North,** commencing at a point 65 feet north of King Street West and extending to a point 28 feet northerly therefrom.

17. That:

    i. A **"One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday"** regulation, be implemented on the **south side of Napier Street,** commencing at Caroline Street North and extending to a point 101 feet westerly therefrom, and;

    ii. A **"Permit Parking Only" regulation be implemented on the south side of Napier Street,** commencing at a point 101 feet west of Caroline Street North, and extending to Hess Street North, and;

    iii. The Acting Traffic Commissioner be authorized to issue one "Permit Parking Only" permit to one resident at each of the properties abutting Napier Street between Hess Street North and Caroline Street North, and;

    iv. Any applications by abutting residents for additional "Permit Parking Only" permits, be considered by the Transport and Environment Committee.

18. That the Acting Traffic Commissioner be authorized to issue a **second "Permit Parking Only" permit to the resident at No. 16 Edison Street.**

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19. That:

    i. The existing **"No Parking - Loading Zone" regulation on the north side of Hunter Street West,** commencing at a point 73 feet west of Carline Street South and extending to a point 39 feet westerly therefrom, **be rescinded,** and;

    ii. A **stopping prohibition be implemented on the north side of Hunter Street West,** commencing at a point 159 feet west of Caroline Street South, and extending to a point 78 feet westerly therefrom.

20. **WHEREAS** the City is in receipt of a request from **Mr. D. Tanaka, of the Moffat Kinoshita Partnership, on behalf of the owners, for permission to enter into an Encroachment Agreement** with the City for a **proposed ground sign on the road allowance of Hunter Street West, abutting CHCH T.V. 11 Studio and Offices** (Municipal Address: 163 Jackson Street West)

    AND WHEREAS such signs are contrary to City policy,

    IT IS THEREFORE RECOMMENDED that permission for this request be **denied,** and that:

    i. CHCH T.V. be requested to remove the existing concrete foundation from the Hunter Street road allowance by no later than 83 12 12.

    ii. In the event that the owners have not commenced removal of this encroachment by 83 12 12, the Director of Public Works be authorized to remove the ground sign concrete foundation base, and the expense of so doing be applied to the annual taxes of the owners.

21. That a **stopping prohibition be implemented on the west side of Marion Avenue,** commencing at South Oval and extending to a point 72 feet southerly therefrom.

22. That **westbound traffic on Melvin Avenue be required to stop** at Shelby Avenue.

23. That **four-way stop control be implemented at the intersection of Upper Horning Road and Elmira Drive.**

24. That **no change** be made to the **center median of Centennial Parkway** in the area south of Barton Street.

25. For the information of Council, the Transport and Environment Committee authorized the **account transfers for 1983 Traffic Department Accounts,** as per the **appended table,** in order to maintain the delivery of Traffic maintenance services in accordance with current level of service criteria.

    NOTE: These adjustments are reallocations within the 1983 Traffic Department Budget, and no additional funds are being requested.

26. That with respect to **rental charges at Hamilton Civic Airport,** the previous rental commencement date of September 1, 1983 be **rescinded** and that the following rents commence on January 1, 1984 and terminate on November 29, 1984.

i. R.C.A.F. Association (447 Wing) (land) $1 394.86

ii. R.C.A.F. Association (431 Krakow Wing) (land) $411.25

iii. 779 Aircadets - Bldg. T22 - East Wing $3 317.42

27. That Council approve the following **rental charges at Hamilton Civic Airport**, for the apron area adjacent to hangar T36, to commence November 11, 1983 (or on date of closing).

Glanford Helicopter Services Limited
Aircraft Apron adjacent to Hangar T36
18 000 square feet @ $.05 .....$900 per year
plus taxes

28. That **Glanford Helicopter Services be licenced to sell aviation fuel** at Hamilton Civic Airport as approved by Transport Canada.

NOTE: This company wished to expand their business base and earn additional revenue selling aviation fuel. The matter has been discussed with Transport Canada who have no objections to their so doing. The existing fuel suppliers have not had such a licence with the City, but future ones will be required to obtain such a licence.

This will preclude a repetition of the short fall in concession fee collection as experienced with Imperial Oil Company to the financial detriment of the City.

29. **The Transport and Environment Committee, at its meeting held on 1983 November 21, was, due to a three-three tie vote, unable to agree on either an affirmative or negative recommendation with respect to the following and is herewith submitting this matter to City Council for its disposition:**

i. That all subdivisions with Engineering Schedules approved prior to 83 08 30 be allowed to proceed without the Developer paying for street lighting, providing that the Subdivision Agreements are executed prior to 84 02 28 and the estimated cost for City services is still reasonable.

ii. All subdivisions with Engineering Schedules approved prior to 83 08 30, but where the Subdivision Agreements are not executed prior to 84 02 28, the Engineering Schedule shall be revised to include provisions for the Developer to pay for street lighting.

NOTE: The report adopted by City Council on 83 08 30, which established new policy for street lighting in new subdivisions, also provided monies for which the City would pay for the street lighting in those subdivisions with previously approved Engineering Schedules, and the Developer had not actually proceeded with development.

At the present time, staff advises the Developers that they should execute the Subdivision Agreements within a reasonable length of time, otherwise the Engineering Schedules would have to be re-approved because estimated costs for services become outdated due to inflation.

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Staff is proposing that all subdivisions with Engineering Schedules approved prior to 83 08 30, be allowed to proceed without paying for street lighting providing that the Developer executes the Subdivision Agreement prior t 84 02 28.

In the event that this is not completed by this time, then the Engineering Schedules would have to be revised to include provisions for the Developer to pay for the Street lighting in that subdivision.

30. That Hamilton Hydro be advised that the City of Hamilton has **no objection to the relocation of the hydro pole** currently located on the paved portion of the driveway of 26 Orchard Hill (between 21-23 Beulah Avenue) to the grassed area **in front of 23 Beulah Avenue.**

31. That approval be given for the **installation of new bus shelters** at the following locations:

    i. on the East side of Mt. Albion Road at the bus area just North of Greenhill Avenue

    ii. on Mohawk Road West at the South/West corner of Magnolia Drive

32. That approval be given for the **relocation of the following bus shelters:**

    i. from the former location at Potruff Road and Newark to the new location of Nash Road just North of King Street

    ii. from the former location on Stone Church Road East in front of the Roller Garden to the new location on Upper Sherman Avenue, 250' South of Limeridge Road East

33. That leave be granted to introduce the following bills:

    (a) A-68 By-law to amend By-law No. 80-239 respecting Local Improvements on Upper Wentworth, west side

    (b) A-69 By-law to amend By-law No. 81-109 respecting Local Improvements on Guelph Street, Cannon Street East and Blythe Street

    (c) A-70 By-law to widen Caroline Street by incorporating therein a strip of land approximately 10' in width, together with a daylight triangle at the corner of Caroline Street and Hunter Street

    (d) A-71 By-law to amend By-law No. 66-100 to Regulate Traffic

    (e) A-72 By-law to amend By-law No. 66-100 to Regulate Traffic

RESPECTFULLY SUBMITTED,

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary
1983 November 21
Attchs.

Transportation Services have been described as the single most important factor in the economic viability of the City of Hamilton. The massive expenditures on transportation infrastructure now in progress or contemplated will have a significant effect on the status of the City of Hamilton within a larger area of influence that extends beyond the borders of the City of Hamilton.

The various components of the transportation system are currently administered by a variety of municipal departments and public agencies. The list includes Transit, Traffic, Airport, Parking Authority

Harbour and Darts. The need for co-ordination becomes obvious when one considers an issue such as the location of the GO-ALRT Terminal, the need for additonal parking, the terminus for the H.S.R. and the question of charter bus parking for cultural and athletic events in Hamilton.

The Region has submitted the attached proposal for the consolidation of Transportation Services to all municipalities including the City of Hamilton. The proposal has been endorsed by all municipalities, except Dundas which did not comment on the proposal. The Region is awaiting the response from the City of Hamilton on this issue.

The City has not filled the vacancy of Traffic Commissioner; and the Region has two vacancies in the Engineering Department and in the Transit Department that have not been filled pending a decision on this matter. The preparation of the 1984 Budgets are dependent on a decision on this matter effective 1984 January 01. Without a consolidation of services the current vacancies will have to be filled and cost savings will not be available for consideration by the Transport and Environment Committee and the Finance Committee. The cost savings estimated are approximately $250,000 per annum (see Exhibit A).

As indicated in the recommendations, the By-law Enforcement function which currently reports to the Traffic Department will have to be shifted to another Department that currently enforces City By-laws, such as the Building Department.

Unlike previous amalgamations of departmental functions, such as Engineering, there will not be any redundancies of staff created by this proposal. All current City employees will be accommodated within the new Transportation Department. The current staff will remain in City Hall and be available to the Transport and Environment Committee.

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TO CHAIRMAN AND MEMBERS,

LEGISLATION AND RECEPTION COMMITTEE:

RE: Transportation Services

Background

A report prepared by me dated April 30th, 1982, (copy attached) was considered by your Committee at its regular meeting of May 12th. The report set out certain proposals with respect to the consolidation of transportation functions into one administrative department. Item 5 of your Committee's Report was adopted by Regional Council on May 18th, 1982 as follows:

> "That the Co-ordinator be authorized to prepare a detailed report on the concepts of the consolidation of all transportation services."

Since that time there have been numerous meetings and discussions with City and Regional officials and I am now in a position to present a report which sets out a recommended course of action.

Transportation Services - The Current Situation

A. Traffic Department - City of Hamilton

- traffic operations, for both the City and the Region
- traffic signals, Hamilton, Region and Stoney Creek, for both operation and maintenance
- operation and maintenance, parking, meters, pavement markings, and signs
- enforcement, City and Regional traffic by-laws
- traffic planning services (including data collection)

B. Planning Department - Region

- transportation planning (including a computer modeling service to other departments involved in transportation planning

C. Engineering Department - Region

- maintenance of regional road system (City of Hamilton provides maintenance services for the Region for regional streets within the City)
- the maintenance for the Regional Fleet
- short-term transportation planning, including project planning for regional streets and Hamilton local streets
- administration and monitoring of the budgets of the Hamilton and Regional roads

D. Transit Department - Region

- planning and operation of a public transit system and the inter-urban transit system (C.C.L.)
- this function was formerly under the jurisdiction of a separate commission, but is now under the "Transit Committee" of Council. The Department is in the process of integration with the Regional Administration

Last fall I directed the staff to prepare a report entitled "A Transportation Action Plan for Hamilton-Wentworth." For your easy reference I attach hereto a copy of this report, which sets out the various transportation projects which are under construction or in the planning stage.

As I have indicated in the past, improved transportation systems are vital to the economic growth and well-being of this Region. It is important, therefore, that the Region develop a comprehensive plan for the co-ordination and implementation of transportation services.

This can best be achieved through the integration of various transportation functions into a Department of Transportation Services.

Since the presentation of my earlier report, and following the direction of Council, I have discussed this proposal with City and Regional Officials and now wish to make the following submission.

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Transportation Services - A Proposal

That a Public Transportation Department be established whose responsibilities would include:

- short-term and strategic planning for the Region and the City - to include roads, traffic, public transit and public parking
- fiscal planning of M.T.C. Subsidy Programme as it relates to transportation priorities and programmes
- project planning of Regional and City street systems
- operations of the road, traffic and public transit systems for the City and the Region (excluding road maintenance and construction, and also by-law enforcement)
- a study to investigate the feasibility of a central fleet maintenance management system for vehicles and equipment
- liaison with other municipalities, government departments and agencies concerning transportation matters

The Advantages

- better co-ordination in planning and operation of transportation services
- immediate staff reduction of two senior positions, one position being held vacant pending a decision on this proposal, and a second to become vacant in the near future. Two or three additional staff reductions as implementation proceeds, and a possibility of further reductions in the future.
- the duplication of certain activities, including surveilance, monitoring, and traffic counting within the traffic and transit departments will be eliminated
- a central management system for vehicles and equipment could create efficiencies, and eliminate over-lapping of facilities and services
- after hours surveillance and dispatching, now duplicated within traffic and transit departments, will be eliminated
- an integrated department will provide improved advisory services in reporting to the appropriate committees of Council and other agencies
- it is estimated that this consolidation would result in an immediate saving of $250,000 per annum

The attached Schedule A shows the basic organization as proposed and the allocation of functions.

Transportation Committee of Council

The consolidation of transportation services will not necessitate a change in the committee structure or terms of reference for the City of Hamilton. The Transportation and Environment Committee will continue to be the focal point for all matters dealing with the local roads system.

At the Region this consolidation will, however, necessitate an alteration in the committee structure. It is proposed to change the name of the "Transit" Committee to the "Transportation Services" Committee. This Committee would be charged with the responsibility of advising Regional Council on all matters dealing with transportation including public transit services, regional road systems and traffic operations. The terms of reference of the committee should be altered accordingly. It should be noted that the official plan component of transportation planning would remain with the Planning and Development Committee. Likewise the maintenance, design and construction, of the road systems would remain with the Engineering Services Committee.

In my earlier report I made reference to other agencies providing transportation services including the Civic Airport and Hamilton Harbour. I am not suggesting at this time that any proposals be made to change the organization or jurisdiction of such facilities. It would be my intention, however, that the Transportation Services Department liaise with these and other agencies for proper co-ordination where there are matters of mutual interest and concern.

As your Committee is aware, I recently made a submission to Council with respect to a proposal for general consolidation of the Region and City Administration. This general proposal is only at a very preliminary stage of consideration by the various Councils. As I indicated at the beginning of this submission, Regional Council dealt with the question of consolidated transportation functions some time ago and I would recommend that this submission be considered on its own merits. The ultimate decision on the proposal regarding a general consolidation would not impact adversely on this proposal, irrespective of any decision that is made.

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Recommendations

1. That the proposal for consolidation of transportation services within the Region be approved to include short-term and strategic transportation planning; public transit (H.S.R. and C.C.L.); traffic control services (except for by-law enforcement); Regional and City road systems (except for maintenance; contract design and construction).

2. That Item 1 be subject to the approval of the Council of the City of Hamilton as it relates to the City Traffic Department.

3. The name of the Transit Committee be altered to become the Transportation Services Committee and its terms of reference be expanded in accordance with the proposal.

4. That subject to the approval of the Regional and City Councils, the Transportation Services Department be established effective July 1st, 1983 and that the Transportation Services Department offer to provide services, on request, to other municipalities or other agencies, on a pay-for-service basis.

5. That the Transportation Services Department provide a liaison function with other transportation agencies including Hamilton Civic Airport; Hamilton Parking Authority; Hamilton Harbour Commission: D.A.R.T.S.; in order to provide co-ordination in areas of common interest and concern.

6. That subject to the approval of Item 4, a detailed report on organization, staffing, and office accommodation be submitted to the Personnel Committee

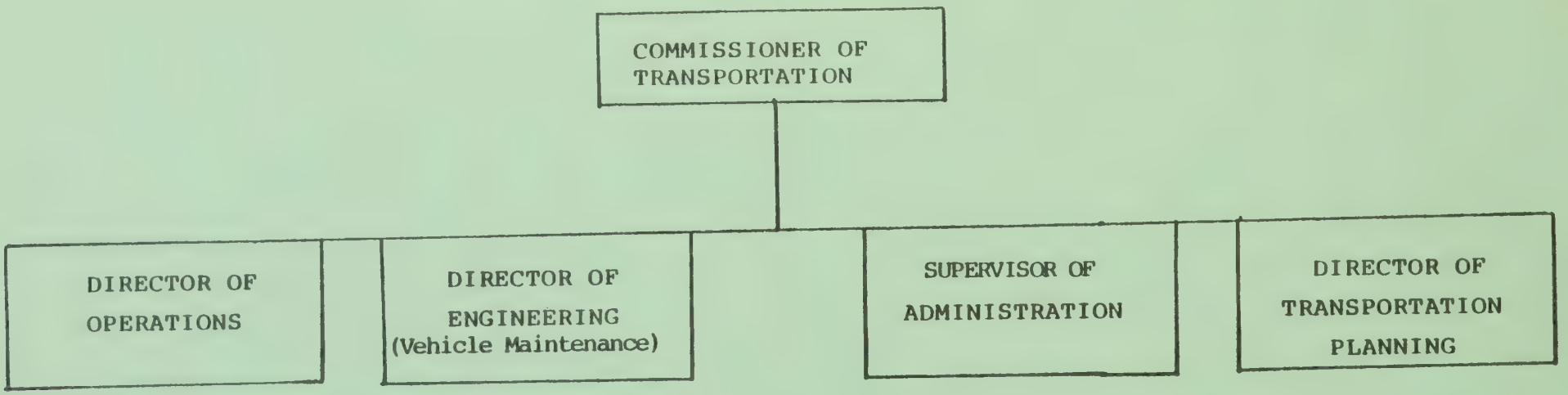
Respectfully submitted,

C. T. C. Armstrong
Regional Co-ordinator

May 25th, 1983

SCHEDULE "A"

B



DIRECTOR OF OPERATIONS

Responsible for the day-to-day operations of the transit and traffic operations

- Traffic Operations
- Street Regulations
- Transit Operations
- Pavement Markings
- Control Operations
- Communication Systems

DIRECTOR OF ENGINEERING (Vehicle Maintenance)

Responsible for the maintenance of the regional Transportation fleet and plant

- Running Maintenance
- Contracted Maintenance
- Plant Maintenance
- Vehicle Mix and Specification
- Overhaul and Major Repairs
- Vehicle Maintenance System

SUPERVISOR OF ADMINISTRATION

Responsible for the day-to-day administration of transportation support systems and office

- Budget Process
- Budget Monitoring
- Safety
- Employee Relations
- Office Administration
- Cash Office
- Security

DIRECTOR OF TRANSPORTATION PLANNING

Responsible for the short-term and strategic planning of transportation systems and project planning

- Monitoring Programs
- Forecasting
- Fiscal Strategy
- Research
- Special Studies
- Functional Design
- Scheduling and Signal Timing strategies
- Operations Planning
- Level of Service
- Environmental Assessment

NEW TRANSPORTATION DEPARTMENT

EXPENDITURE REDUCTIONS

(a)	Consolidation of three existing senior vacancies in Traffic, Engineering and Transit Departments into one position	$150,000
(b)	Amalgamation of three paint shops	30,000
(c)	Existing merger of two sign installation crews	50,000
(d)	Traffic counting from a single source	20,000
	Estimated Savings Per Annum	$250,000

Referred to in Section 25
of the Twenty-First Report
of the Transport and
Environment Committee.

DETAILS OF ACCOUNT TRANSFERS

RECOMMENDED AS OF OCTOBER 31, 1983

Salaries & Wages

Credit Account	Debit Account	Amount
0345-32-01 Street Name Maintenance	0345-20-01 Roadway Markings	4,800
0345-40-01 Parking Meters	0345-03-01 Non-Subsidy	15,090
0345-95-01 Vehicle Accidents	0345-31-01 Sign Maintenance	3,000
0345-95-01 Vehicle Accidents	0345-12-01 Signal Maintenance	1,000
0345-95-01 Vehicle Accidents	0345-50-01 Counts & Studies	3,100

Material

Credit Account	Debit Account	Amount
0345-32-23 Street Name Maintenance	0345-31-23 Sign Maintenance	$ 2,520
0345-95-23 Vehicle Accidents	0345-12-23 Signal Maintenance	3,500

Rental - City Equipment

Credit Account	Debit Account	Amount
0345-31-85 Sign Maintenance	0345-60-81 By-Law Enforcement	$ 6,320
0345-31-85 Sign Maintenance	0345-03-85 Non-Subsidy	980
0345-40-85 Parking Meters	0345-20-85 Roadway Markings	3,300
0345-40-85 Parking Meters	0345-12-85 Signal Maintenance	970
0345-32-85 Street Name Maintenance	0345-12-85 Signal Maintenance	620
0345-95-85 Vehicle Accidents	0345-03-85 Non-Subsidy	580
0345-95-85 Vehicle Accidents	0345-12-85 Signal Maintenance	450
0345-95-85 Vehicle Accidents	0345-50-85 Counts & Studies	230

Administration

Credit Account	Debit Account	Amount
0345-01-02 Temporary Help	0345-01-01 Salaries & Wages	$ 3,060
0345-01-81 Rental Car Pool	0345-60-81 By-law Car Pool	2,950

B

B

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **TWENTY-FIFTH** Report and respectfully recommends:

1. **The Parks and Recreation Committee at its meeting on Thursday, November 10, 1983 was, due to a 3/3 tie vote unable to agree upon either an affirmative or negative recommendation with respect to the following and is herewith submitting same to City Council for its disposition.**

   That a $12 000 budget allocation for 1984 be approved for Winterfest '84 and that the Special Events Advisory Committee be authorized to expend these funds in advance of formal approval of the 1984 Budget Estimates in order that arrangements for this event, which will take place February 2 to 5, 1984, can be finalized.

2. That park clean-up charges totalling $4 056.15, for the 1983 Festival of Friends which was held in Gage Park Augst 5, 6, and 7, 1983 be cancelled.

   NOTE: For the information of the members of the committee, this organization, when preparing its 1983 budget for the consideration of the Special Events Committee, was not aware that it would be responsible for park clean-up charges. The committee further wishes to advise that this organization was not responsible for clean-up charges in previous years, however, with the adoption of the "user pay" philosophy by City Council, this organization became responsible for these charges.

   Due to an oversight, this organization was not advised of this fact prior to the preparation of its budget.

3. That City Council approve in principle the sale of an approximate one acre parcel of land, which forms part of the former Hamilton-Brantford radial right of way, located in the town of Ancaster immediately West of the Upper Horning Road and Scenic Drive intersection, to Corad Development Services.

   This approval to be granted subject to the following:

   i A further review by the Hamilton Region Conversation Authority and/or the Ministry of Natural Resources of the impact the proposed East/West Expressway will have relative to access to the proposed Provincial Park.

   ii That satisfactory arrangements be made so as to maintain access over these lands for the "Bruce Trail".

   iii Approval of the design of the proposed roadway by the Regional Engineering Department.

   iv Approval of the proposed plan of subdivision by the Council of the Corporation of the town of Ancaster.

NOTE: Corad Development Services require this parcel of land for roadway/access purposes in connection with a proposed plan of subdivision involving eleven (11) residential building lots.

4. That City Council make a formal request to the Board of Directors of the Hamilton Convention Centre for the transfer of the retractable seats, which were originally purchased for the Convention Centre as a capital item from the City 5 Mill Capital Levy for $514 000, from the Hamilton Convention Centre to the Victor K. Copps Trade Centre/Arena for the sum of $1 (one dollar), with the physical transfer to take place at a mutually acceptable date.

NOTE: As stated in the resolution, the expenditure for retractable seats by the Convention Centre was $514 000 and this amount was financed from the 5 Mill Capital Levy of the City of Hamilton. Accordingly there are no debt charges or costs related to these seats in the Convention Centre current budget.

Based on the method of the original financing, the subcommittee is of the opinion that the City of Hamilton should not have to reimburse the Convention Centre for the transfer of these seats, and, in addition, current and capital financing requirements of the Centre are adequately funded.

5. That J. J. Barnicke Limited be retained in January 1984 at a cost not to exceed $5 000 to study the plans of the retail space of the Trade Centre/Arena Complex and the integration of this space as it relates to the Lloyd D. Jackson Square; to study what traffic volumes might be available to retailers; to recommend various types of retailers who may be interested in the space; to recommend the amount of square feet which would be viable to lease; and to estimate the amount of rent a tenant might be able to pay and subsequently the City may be expected to receive.

Provision for this expenditure to be made in the 1984 Budget Estimates.

NOTE: For the information of the members of City Council, the above services are Phase 1 of a two phase programme, which the subcommittee requested the J. J. Barnicke firm to quote on. The second phase is the actual leasing of the retail space referred to. Discussion with respect to Phase 2 has been tabled pending receipt of the Study and further negotiations with the J. J. Barnicke firm relative to fees.

6. (a) That the following positions for the Victor K. Copps Trade Centre/Arena be established and filled as soon as possible.

- Director of Operations
- Director of Marketing

(b) That the Chief Administrative Officer along with the Director of Personnel, the General Manager, Hamilton Convention Centre and the General Manager, Hamilton Place, be authorized and directed to develop proposed job descriptions for these two (2) positions for review by the Trade Centre/Arena Subcommittee following which the Personnel Committee be

requested to recommend a salary range and to undertake to advertise for applicants for these positions.

(c) That the procedure for the selection of these two positions be in accordance with the policy for the selection of Department Heads, as approved by City Council on September 14, 1982, with the following exception:

That the Selection Committee consist of the Chairman and Vice-Chairman of the Personnel Committee; the Members of the Trade Centre/Arena Subcommittee; the Chief Administrative Officer and the Director of Personnel.

NOTE: The Selection Committee relative to the hiring of Department Heads consists of the Chairman and Vice-Chairman of the Personnel Committee; the Chairman and Vice-Chairman of the Standing Committee to which the Department Head will be reporting; the Chief Administrative Officer and the Director of Personnel.

BACKGROUND

With a view to formulating a recommendation relative to the Management/Administrative Structure for the Trade Centre/Arena, members of the subcommittee and staff visited various Trade Centre/Arena facilities in late September. In this regard the committee met with the senior management personnel of the following facilities.

- The Met Centre - Bloomington, Minnesota
- St. Paul Civic Centre - St. Paul, Minnesota
- Nassau Coliseum - Long Island, New York
- Brendan Byrne Arena (Meadowlands), East Rutherford, New Jersey

In addition, the committee also met with both elected and appointed (Municipal/County) officials responsible for the St. Paul Civic Centre and Nassau Coliseum.

Since returning from the tour, the subcommittee has met in working session on four occasions (September 30, October 14, 28 and November 4, 1983) to review and discuss the matter of the Management/Administrative Structure for the facility.

Presently staff is preparing draft organizational charts and statistics, ie total number of employees, estimated administrative costs, etc., on three alternative types of organizational structures.While the committee has not concluded its review relative to the overall structure, it has nevertheless concluded that regardless of the ultimate organizational structure, it is imperative that a Director of Operations and a Director of Marketing be hired immediately.

It is most important that the Director of Operations, who will be responsible for the day-to-day operation of this facility be on-staff during the construction period in order that he will be totally familiar with all aspects of the structure. In addition, this individual may, by virtue of his experience and knowledge, be in a position to advise the committee of possible changes which should be considered and which

could now be carried out at relatively minor costs as opposed to major expenses at a later date.

With regard to the Director of Marketing, the Committee wish to stress the importance of lead-time in booking large conventions and trade shows and in order for the facility to have bookings upon completion, it is imperative that this individual be brought on-stream as soon as possible.

Following for the information of the Members of City Council is a summary of characteristic duties for the two (2) positions being recommended.

DIRECTOR OF OPERATIONS

Under the direction of the Facilities Manager, to be responsible for the operation and maintenance of the facilities available for various presentations such as sporting events, trade and theatrical shows and conventions.

(1) To ensure the availability and useability of all facilities in a state of readiness adequate to the requirements of the customer/clients of the facility.

(2) Direct foreman and supervisors necessary to operate and maintain the facilities.

(3) To hire sufficient staff, on an as required basis, to minimize turn-around time and maximize utilization of all floor space.

DIRECTOR OF MARKETING

Under the direction of the Facilities Manager, to be responsible for the sales and promotion of entertainment facilities available for various presentations such as sporting events, trade and theatrical shows and conventions.

(1) To generate revenue by ensuring the maximum utilization of available dates.

(2) To co-ordinate the publicity, marketing and sales staff of the existing facilities and the Regional convention promotion services.

(3) To advertise the facilities in a manner likely to attract customer/clients to the facilities.

7. i That a Committee consisting of the following be established to review and make recommendations to the Parks and Recreation Committee relative to various aspects of the Trade Centre/Arena project including the Management/Administrative Structure; Policies and Procedures for the Operation and Marketing of the facility and an Operating Budget.

-four (4) Aldermen (the 3 members of the Trade Centre/Arena Subcommittee and 1 other)

-two (2) Citizen Members of the Hamilton Performing Arts Corporation Inc.

-two (2) Citizen Members of the Hamilton Convention Centre Board.

-three (3) Citizens from the general public.

-the Mayor (Ex Officio)

ii That the Board of Directors of the Hamilton Performing Arts Corporation Inc., and the Board of Director of the Hamilton Convention Centre be requested to make recommendations with respect to the appointment of citizen members from their respective Boards.

iii That the City Clerk be authorized and directed to advertise in the normal manner for the filling of the three (3) citizen appointments from the general public.

8. (a) That the Tariff of Charges for City owned Cemeteries as set out in Schedule "A" attached, be approved and implemented effective January 3, 1984.

(b) That City Solicitor be authorized and directed to prepare a By-law to amend Cemetery By-law 8861 so as to provide for the increase in the Tariff of Charges

(c) That the Director of Cemeteries be authorized and directed to make application to the Ministry of Consumer and Commercial Affairs, Cemeteries branch, for approval of these rates.

NOTE: For the information of the Members of City Council the Tariff of Charges being recommended represent an approximate 6% increase which will result in approximately $26 160. additional revenue for the year 1984.

9. Approval of the acquisition of the property at 46 Allan Avenue from the Estate of Harlow A. Truman for the sum of $24 500. Option to be accepted on or before December 6, 1983. Cash on closing of sale which shall be on or before January 9, 1984.

NOTE: This property is required for Parks and Recreational purposes in the Homeside Neighbourhood. Sufficient funds are available in Account No. 0408-C16096 to provide for this acquisition.

10. (a) That the lease agreement with Robert Morgason of Cap'n Bob's Tours relative to lands at the Pier 4 Park, be extended for a period commencing October 3, 1983 to April 30, 1984 for the sum of $100.

(b) That the City Solicitor be authorized to prepare and have executed the necessary lease renewal agreement.

NOTE: This lease extension will permit the storage of the trailer (Ticket Booth) on the site and will negate the cost of disconnecting and reconnecting Hydro Services in the event Council decides to continue the lease arrangement with Cap'n Bob's Tours in the spring of 1984.

11. With the adoption of subsection (e) of section 1 of the 20th Report of the Parks and Recreation Committee, City Council at its meeting on Monday, October 24, 1983 approved the retention of a Landscape Architect for the remaining phases of work on the Downtown Action Plan.

    In this regard the Committee recommends adoption of the terms of reference for Landscape Architectural Firms, as set forth in Schedule "B" attached hereto.

12. That, as a result of a report received from the Hamilton Wentworth Regional Engineering Department, relative to measured noise levels in the pool area of Dalewood Recreation Centre, approval be given to expend an estimated amount of $30 740. to correct the noise problem and such funds to be provided from within the Department's Budget Estimates.

13. Approval of Change Order No. 1 in favour of the Hamilton Wentworth Regional Engineering Department in the amount of $1 763.28 for project supervision costs relative to the development of the Central Neighbourhood Park.

14. (a) That the following tenants occupying City Owned Rental Properties be given Notice Vacant Possession (in accordance with the Landlord Tenant Act) before November 30, 1983 so that the City may receive posession of the properties on or before March 31, 1984; and further that the City Solicitor be authorized to prepare the necessary Notices of Vacant Possesssion:

(1)	Mrs. A. Yensen	52 Allan Avenue
(2)	Mrs. & Mrs. B. Rioux	206 Cope Street
(3)	Mrs. L. Vaughan	210 Cope Street
(4)	Mrs. S. Rowsell	212 Cope Street
(5)	Mrs. B. Bell	214 Cope Street
(6)	Mr. & Mrs. G. Almas	205 Tragina Avenue North
(7)	Mrs. C. Cousins	211 Tragina Avenue North
(8)	Mr. & Mrs. J. Wray	215 Tragina Avenue North

    (b) That once Vacant Possession of these properties has been received same be demolished so as to permit the development of the Homeside Neighbourhood Park.

15. (a) That the City of Hamilton participate in the Great Canadian Participaction Challenge, being hosted by the City of Ottawa May 16, 1984.

    (b) That representation of all interested Community Organizations, Private Agencies, Service Clubs be involved in the planning and organization of this one day event.

(c) That the Staff of the Department of Culture and Recreation be responsible for the co-ordination of this event, but that representatives of various Community Organizations, Private Agencies, Public Institutions and Service Clubs be invited to participate in the planning and organization.

NOTE: This is a one date mass participation event in support of healthy physical activity, involving citizens from young children to senior citizens, the athletic and the handicapped.

Respectfully Submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

attchms.
J. J. Schatz, Secretary
November 21, 1983

HAMILTON MUNICIPAL CEMETERIES
TARIFF OF CHARGES
January 3, 1984
(Cemeteries By-Law No. 8861)

SCHEDULE "A" as referred to in Section 8 of the 25th Report of the Parks & Recreation Committee

	Resident and Non-Resident Realty Taxpayers	Non-Residents
OPENING		
6 ft. adult, including dressing and device Dressing $24.00 Device $21.00 Labour $198.00	243.00	284.00
8 ft. adult, including dressing and device.....	331.00	368.00
6 ft. child, including dressing and device; case up to 60".....	166.00	237.00
Including dressing only.....	145.00	216.00
Without dressing and device.....	121.00	192.00
6 ft. child, including dressing and device; case 61" to 72".....	184.00	268.00
Including dressing only.....	163.00	247.00
Without dressing and device.....	139.00	223.00
8 ft. child, including dressing and device; case up to 60".....	184.00	268.00
Including dressing only.....	163.00	247.00
Without dressing and device.....	139.00	223.00
8 ft. child, including dressing and device; case 61" to 72".....	206.00	299.00
Including dressing only.....	185.00	278.00
Without dressing and device.....	161.00	254.00
NOTE: Lowering device is not used if case is less than or equal to 42".		
Cremation.....	81.00	116.00
Tent.....	75.00	125.00
Single Graves in a Row		
6 ft. adult, including dressing and device (Grave 235.00, Burial 243.00).....	478.00	
(Grave 289.00, Burial 284.00).....		573.00
8 ft. adult, including dressing and device (Grave 235.00, Burial 331.00).....	566.00	
(Grave 289.00, Burial 368.00).....		657.00
Child, case up to 60" (opening charges not included)	56.00	72.00
Child, case 61" to 72" (opening charges not included)	83.00	109.00
Child Special - up to one month old (Grave 23.00; Burial 28.00).....	51.00	
(Grave 25.00; Burial 45.00).....		70.00
Welfare (Grave170.00; Burial243.00)..... (Crypts Compulsory)	413.00	
Veteran's Grave (Grave223.00; Burial243.00)..... (Crypts Compulsory)	466.00	
Opening Charges (New Crypts Only) Mansion of Memories (Stoney Creek Mausoleum)	200.00	236.00

Note: Thirty-five per cent of all lot sales goes into Perpetual Care.

	Resident and Non-Resident Realty Taxpayers	Non-Residents
LOWERING (Opening charges not included)		
Adult		
From 6 ft. to 8 ft. - shell	167.00	253.00
From 6 ft. to 8 ft. - steel vault	324.00	488.00
From 6 ft. to 8 ft. - concrete vault or crypt	389.00	583.00
Child		
From 6 ft. to 8 ft. - 5 to 10 years	116.00	172.00
From 6 ft. to 8 ft. - under 5 years	55.00	82.00
REMOVALS		
Adult		
From one lot to another (opening charges not included)		
Shell	579.00	868.00
Concrete vault or crypt	717.00	1,073.00
Child		
From one lot to another (opening charges not included)		
Shell	209.00	324.00
Concrete vault or crypt	224.00	331.00
Cremation	81.00	116.00
ADDITIONAL SERVICES		
Tent in Cemetery	75.00	125.00
Rental tent outside cemetery	109.00	160.00
Rental of dressing for use outside cemetery	87.00	135.00
Rental of lowering device outside cemetery.	87.00	135.00
PLANTING		
Preparing ground and planting flowers per grave	23.00	
Preparing ground and planting one shrub per grave	31.00	

Note: Flowers and shrubs are to be provided by the family at their expense.

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE		
Adult Single Grave		
Where location may not be selected, but is allotted in sequence in the row and may not be purchased in advance of need	235.00	289.00
Child Single Grave		
Case up to 60"	56.00	72.00
Case 61" to 72"	83.00	109.00
Preferred Single Grave		
Where location may be selected and purchased in advance of need	392.00	485.00
Urn Garden	131.00	160.00
Veteran's Grave	223.00	
Welfare Grave	170.00	
Two Grave Lot	899.00	1,121.00
Two Grave Lot - Eastlawn, Sections 15, 16 & 17 6 ft. burials only	735.00	916.00

	Resident and Non-Resident Realty Taxpayers	Non-Residents
SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE Continued...		
Three Grave Lot - Woodland.....	1,343.00	1,680.00
Four Grave Lot - Woodland Sections 21, 22 & 25 and Eastlawn Section 19.....	1,760.00	2,237.00
Four Grave Lot - Trinity	1,654.00	2,099.00
Four Grave Lot - Woodland Section 15.....	3,252.00	4,062.00
Mansion of Memories - Mausoleum Crypt.....	625.00	689.00
Child Special.....	23.00	25.00
WOODEN SHELLS AND CASKETS - Surcharge.....	45.00	45.00
CRYPTS - Oversize.....	165.00	
Intermediate.....	155.00	
Standard.....	150.00	
Youth.....	145.00	

NOTE: Thirty-five per cent of all lot sales goes into Perpetual Care.
Total surcharge on wooden shells goes into Perpetual Care.

FOUNDATION AND MARKER - REGULATIONS

Preferred Singles
Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row
A flat marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section
Only a flat marker 12" in length, and 10" in width is permitted.

Children's Section
Only a flat marker 18" in length and 14" in width is permitted.

Two Grave Lot Section
Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section
Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

NOTE: These regulations have been included as they often determine the choice of lot or grave.

Transfer fee	$ 2.00
Research	15.00
Total	$ 17.00

	Resident and Non-Resident Realty Taxpayers	Non-Residents
FOUNDATIONS AND MARKERS		
For construction of foundation six feet deep for upright monument - per square inch of surface	.55	.83
For setting a flat marker (not larger than 18" wide, 24" long). Thickness 4" minimum and 8" maximum.....	68.00	104.00
D.V.A. Upright.....	57.00	
D.V.A. Flat.....	57.00	
Bronze Vase.....	68.00	104.00
Welfare Marker - $68.00 Plus $22.00 into Perpetual Care.....	90.00	
Veteran's Upright Crosses.....	No charge	

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat granite marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length, and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

SCHEDULE "B" as referred
to in Section 11 of the
25th Report of the
Parks & Recreation Committee

Gore Park Downtown Revitilization Project

Terms of Reference for Submissions

From Landscape Architecture Firms

1. Submission

Proposals are invited from landscape architecture firms, members of OALA, for the work described herein, to be submitted to the City Clerk, etc., not later than 5:00 p.m., Tuesday, November 15, 1983.

Proposals should state their qualifications and related experience, staff to be assigned, and any other relevant information. Fees expected should be stated in three separate sections.

a) Consultation and design, including meetings with City staff and Committees, to completion of design development with drawings, perspectives and study model.

b) Working drawings and specifications ready for tender. (General Conditions and tender form will be provided by City).

c) Field review during construction.

2. Schedule

- Start work immediately after approval of City Council, tentatively 1983 November 30.
- Complete full design development by 1984 January 31.
- Complete tender documents by 1984 March 31.

3. Qualifications

- Principal(s) with a degree in Landscape Architecture, Member of OALA.
- Experience in urban revitilization schemes as designer, working with other professions - projects to be stated, brief mention of scope.

3. Qualifications (continued)

- Knowledge of Hamilton; residence in Hamilton area by one or more principals or associates.

  Sufficient qualified staff to carry out the work expeditiously.

4. Work Programme

- Assess current situation; briefing by Design Sub-Committee and Co-ordinating Committee.
- Determine tree planting programme for this winter and recommend other immediate work, if any.
- Investigate potential for design using Council objectives, add all relative background material, as main principles; report on alternatives, assist in selection.
- Prepare presentation drawings and study model showing proposal accepted by Sub-Committee; present to Parks and Recreation Committee; revise as required.
- Consider economical use of present materials at all times; conform to approved budget.(approximately $700,000.)

5. Scope of Work

- Design entire east section, including Gore Park Extension (Catherine/John - Stage II); and Hughson/James Section between north and south legs of-King; street furniture and Pedestrian-Transit Mall.
- Recommend any desirable revisions to existing work.
- Prepare full presentation plans, perspectives and study model; cost estimates.
- After approvals, prepare plans and specs for tender of landscape and other approved items.

5. Scope of Work (continued)

- Work with Co-ordinating Committee technical members so they may complete traffic, road, electrical, or other parts of the work to suit the approved plan.

- Carry out field review of work, assist in certifying accounts, report.

6. Responsibilities

- Meet with Design Sub-Committee regularly as required; obtain their approvals.

- Meet with Co-ordinating Committee as required to expedite all interfaces with existing work and other technical work.

- Present schemes approved by Design Sub-Committee to Parks and Recreation Committee for approval, including budget.

- Provide professional and technical staff, as required; review tenders and revise at no extra cost if budgets are exceeded.

REPORT OF THE FINANCE COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:-

The Finance Committee presents its **TWENTIETH** Report and respectfully recommends:

1. (a) That the present business tax procedure be revised to allow the Collection Agency to arrange through its Solicitor to implement appropriate legal action as authorized by the City Treasurer where necessary on all business tax accounts in arrears which have been turned over to them for collection (after proper notification to taxpayers).

   (b) That in those cases where a valid dispute is filed by a debtor on a legal account, the account be reviewed with the City Solicitor, and where it is determined that the City should be involved in an action, a notice of "change of solicitor" be filed which would allow the City to act and obtain a judgement against the Debtor through the Courts.

   (c) That when a judgment has been obtained by the City's Legal Department against a Debtor, the judgment be forwarded to the Collection Agency for further collection action.

2. Approval of an additional sum of $59,100. for Capital Repairs and Equipment in 1983 to be financed from the Reserve for Capital Projects - Hamilton Convention Centre, Account No. 0280-46, as authorized in the 1983-87 Capital Budget, provided that the Board of Directors of the Hamilton Convention Centre authorize individual Capital Purchases.

3. (a) With the adoption of Section 9 of the 10th Report of the Finance Committee, City Council, at its meeting held May 11, 1983, approved in principle the proposal by the Hamilton Civic Theatre Foundation to develop the former Main Library Building and adjacent parking lot as a Civic Theatre. In addition, City Council requested the Foundation to report back to the Finance Committee by November 10, 1983 as to the status of this project.

   In this regard, representatives of the Hamilton Civic Theatre Foundation appeared before the Finance Committee at its meeting on November 24, 1983, and advised that, while considerable developments had taken place with respect to this proposal, they are not in a position to finalize arrangements.

   The Committee was advised that formal incorporation documents for the organization have been registered in the name of "THEATRE 55 FOUNDATION OF HAMILTON INC."; an architectural firm has been retained to prepare plans and specifications for the project; and plans are under way to retain consultants to undertake a study to determine the financial viability of the project.

   In addition, the Committee was advised that, while no formal commitment for funding has been received from the Federal and Provincial levels of government, indications are that the project will be eligible for funding from these sources.

In this regard, the Finance Committee respectfully recommends that THEATRE 55 FOUNDATION OF HAMILTON INC., formerly known as the Hamilton Civic Theatre Foundation, be granted an extension to May 31, 1984 to arrange the necessary financing for the theatre proposal for the former Main Library Building and adjacent parking lot.

(b) That the Mayor and City Clerk be authorized and directed to advise the appropriate Provincial and Federal officials of the endorsement of this project by the Council of the Corporation of the City of Hamilton.

4. That the Fraser & Beatty Account of June 10, 1982, for services rendered during the period from February 17, 1981 to January 20, 1982, relative to the Lloyd D. Jackson Square Project, be paid in the reduced amount of $47,739.96, being $46,000. for fees and $1,739.96 for disbursements.

5. Approval of the settlement of the following claims:-

(a) By County Court writ issued January 9, 1980, legal action was commenced on behalf of the City and Gary Vickers against Charles Kiss for damages for personal injuries suffered by Mr. Vickers, a City employee with the Public Works Department, and for expenses incurred by the City, which action was settled in the amount of $46,975.02 inclusive of interest and costs as approved by City Council at its meeting of September 27/28, 1983. After deduction of the City's expenses and costs, there remains a surplus of $12,001.00 and it is recommended that in accordance with the authority granted under section 8 (4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539, payment of the surplus be made to Mr. Vickers. The Workers' Compensation Act provides that in the event that Mr. Vickers suffers a recurrence relating to this accident the above mentioned sum of $12,001.00 remains as a credit to the City and will be deducted from the amount of any further compensation or other benefits to which Mr. Vickers may become entitled to from the Workers' Compensation Board with respect to this accident.

(b) Mr. Bishop, a City employee in the By-law Enforcement Division of the Traffic Department, suffered a neck injury in a motor vehicle collision on February 11, 1982 that occurred when Mr. Sandhu attempted a left turn in front of him and could not control his vehicle because of an icy road condition.

It is recommended that this claim be settled in the amount of $1,200.27 inclusive of interest and costs payable to the City.

Property damage to the City vehicle in the amount of $1,796.56 has already been received from Mr. Sandhu's insurers.

After deduction of the City's expenses and costs there remains a surplus of $900.00 and it is recommended that in accordance with the authority granted under Section 8 (4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539, payment of the surplus be made to Mr. Bishop. The Workers' Compensation Act provides that in the event that Mr. Bishop suffers a recurrence relating to this accident the above mentioned sum of $900.00 remains as a credit to the City and will be deducted from the amount of any further compensation or other benefit to which Mr. Bishop may become entitled to from the Workers' Compensation Board with respect to this accident.

(c) Mr. Weldon Orr, a City employee at the time (now retired) in the By-law Enforcement Division of the Traffic Department, was assaulted by David Craig Muir on April 2, 1982 while Mr. Orr was giving a parking ticket to Mr. Muir. A Small Claims Court action was commenced and consent judgment was obtained by the City on December 30, 1982 in the amount of $315.29 inclusive of interest and costs. This Judgment has now been paid and after deduction of the City's expenses and costs there remains a surplus of $125.00 and it is recommended that in accordance with the authority granted under Section 8 (4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539, payment of the surplus be made to Mr. Orr. The Workers' Compensation Act provides that in the event that Mr. Orr suffers a recurrence relating to this accident the above mentioned sum of $125.00 remains as a credit to the City and will be deducted from the amount of any further compensation or other benefits to which Mr. Orr may become entitled to from the Workers' Compensation Board with respect to this accident.

6. Approval of an overdraft of $9,000. in Account No. 0325-0155 - Disbursements re Hearings, etc. - Legal Department.

7. (a) That the City Solicitor be authorized to retain the services of the legal firm of Weir & Foulds to take all necessary proceedings to protect the City's interest, regarding the City's telephone system.

(b) That the Council of the Regional Municipality of Hamilton-Wentworth be requested to pass a similar resolution respecting this matter and that the costs be shared by the City and the Region.

8. The Finance Committee is pleased to inform City Council that Mr. L. M. Nelson, Supervisor of Taxation, Treasury Department for the City of Hamilton, was recently elected President of the Association of Municipal Tax Collectors of Ontario (A.M.T.C.O.). In addition, the Committee is pleased to advise that through his efforts, Mr. Nelson was instrumental in the City of Hamilton being host for the 17th Annual Conference of this Association, which will be held September 9-12, 1984.

The Finance Committee recommends that Mayor Morrow, on behalf of City Council, extend congratulations to Mr. Nelson on his election as President of the A.M.T.C.O. and convey to him City Council's sincere thanks for his efforts which have resulted in this conference being held in Hamilton, in September 1984.

RESPECTFULLY SUBMITTED,

ALDERMAN P. J. PETERSON, CHAIRMAN,
FINANCE COMMITTEE

J. J. Schatz, Secretary.
November 24, 1983.

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWENTYTHIRD** Report for 1983 and respectfully recommends:

1. That approval be given to **Zoning Application 83-57, Wesley Urban Ministries Inc.**, prospective owner, to establish modifications to the zoning regulations applicable to the property located at 129 Rebecca Street, as shown on the attached plan marked as APPENDIX "A" on the following basis:-

   (a) That the "J" (Light and Limited Heavy Industrial, etc.) District regulations applicable to the subject lands be modified to include the following variance as a special requirement:

      (i) That notwithstanding the provisions of Section 16(1) of Zoning By-law No.6593, a "short term" care facility for the accommodation of not more than 32 residents shall be permitted.

   (b) That Section 18 - Supplementary Requirements and Modifications of Zoning By-law No.6593 applicable to the subject lands be modified to include the following variance as a special requirement:

      (i) That notwithstanding the provisions of Section 18.3(iv)(e) of Zoning By-law No.6593, off-street parking for the "drop-in" centre shall not be required;

   (c) That notwithstanding the provisions of Section 18A of Zoning By-law No.6593, as amended by By-law 83-66, off-street parking for a "short-term" care facility as set out in Table 1 of Section 1 Residential Uses, clause (1), and for a "place of assembly" as set out in Table 1 of Section 3 Public Uses, clause (c), shall not be required.

   (d) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-850, and that the subject land on Zoning District Map E-4 be notated S-850;

   (e) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-4; and

   (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   Explanatory Note - The By-law will provide for a modification to the established "J" (Light and Limited Heavy Industrial, etc.) District regulations to permit a "short-term" care facility having a maximum capacity of 32 residents to be established in an existing building located at 129 Rebecca Street.

   In addition, the by-law will provide for a modification to the existing and proposed parking regulations to exempt the proposed use from requiring off-street parking facilities.

2. (a) That approval be given to **City Initiative 91-K,** to amend By-law No.6593 by amending Schedule "A3" to By-law No.83-240 to permit the addition of an equipment maintenance shop to an existing industrial use (Bermingham Construction Limited) located at the Wellington Street Marine Terminal, on the following basis:

   (i) That Schedule "A3" to By-law No.83-240 be amended by deleting therefrom the land shown on the attached plan marked as APPENDIX "B";

   (ii) That the City Solicitor be directed to prepare a by-law to amend By-law No.83-240 and Zoning District Map E-1;

   (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   (b) That a public meeting be held to review the permitted uses for the new "F-4" (Waterfront Services) District with the aim of recognizing existing uses.

   Explanatory Note - The purpose of the by-law is to re-establish the original "J" (Light and Limited Heavy Industry, etc.) District zoning applicable to property shown on the attached Zoning District Map marked as E-1, to permit the erection of an addition to the existing industrial building.

3. That **Zoning Application 83-56, Joyce M. Todd,** owner, requesting a modification to the established "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to permit the conversion of an existing two-family dwelling into four dwelling units for property located at No.42 Sherman Avenue South be **denied** for the following reasons:

   (a) the proposal is incompatible with the established development pattern in the surrounding area;

   (b) the proposal represents an over-intensification of land use in that adequate off-street parking cannot be provided; and

   (c) approval of the application would set an undesirable precedent for future similar applications in this area.

4. (a) That the draft approved plan for Battleridge Subdivision under Regional File No.25T-76024 be amended by deleting the lands under Regional File No.25T-83007 from the area of Block "O".

   (b) That approval be given to **Application SA-83-05, DiCenzo Construction Company Limited and Frank Husack Limited,** to establish a draft plan of subdivision located on the east side of the Greenhill Avenue extension south of King Street East, subject to the following conditions:

   (i) That this approval apply to the plan prepared by A.J. Clarke and Associates dated March 11, 1983.

   (ii) That the extension of Greenhill Avenue be established to its full required width.

(iii) That the road allowances be dedicated as public highways on the final plan.

(iv) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.

(v) That the proposed subdivision conform with the requirements of the zoning by-law approved under the Planning Act.

(vi) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.

(vii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.

(viii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot on the final plan.

(ix) That the dead-end of the road allowance created by the plan be terminated in a 0.5 m reserve to be conveyed to the municipality and be held by the municipality until required for the future extension of the road allowance.

(x) That the owner agree in writing to satisfy the requirements, financial and otherwise, of the City of Hamilton.

(xi) That the owner satisfy the requirement of the Ministry of Natural Resources in regard to submission of a detailed grading and drainage plan for approval.

(c) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the Owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-83-05), DiCenzo Construction Company Limited and Frank Husak Limited, owners, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

5. (a) That approval be given to **Application SA-83-07, Abbotsford Homes Limited,** owner, to establish a draft plan of subdivision located on the north side of Kingfisher Drive west of Upper Wentworth Street, subject to the following conditions:

(i) That this approval apply to the plan prepared by A. J. Clarke and Associates dated May 19, 1983.

(ii) That the road allowances shown on the draft plan be dedicated as public highways on the final plan.

(iii) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.

(iv) That the proposed subdivision conform with the requirements of the Zoning By-law approved under The Planning Act.

(v) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City for park purposes. This condition would not apply if the owner has acquired a parkland credit, so that the public land dedication may be satisfied by deducting the required area from the parkland credit of the owner.

(vi) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.

(vii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block on the final plan.

(viii) That the owner agree in writing to satisfy the requirements, financial and otherwise, of the City of Hamilton.

(b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the Owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this Application (SA-83-07), Abbotsford Homes Limited, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing the municipal services has been approved by City Council.

Note: The owner is to ensure that driveways on "pie-shaped" lots will not overlap.

6. (a) That the property located at 205 Cannon Street East be exempted from By-laws 75-61 and 75-175; and

That the City Solicitor be authorized and directed to prepare a By-law to exempt the property at 205 Cannon Street East from By-laws 75-61 and 75-175.

Explanatory Note - Setback By-laws 75-61 and 75-175 prohibit the extension or construction of buildings on various arterial roads in the Central Area of the City, including Cannon Street. Accordingly, to allow a ground sign having an approximate area of 13.4 square metres with a minimum clearance of 5.9 metres from grade on the property located at 205 Cannon Street, an exemption from By-laws 75-61 and 75-175 is required.

(b) That the property located at 193 King Street West be exempted from By-laws 75-61 and 75-175; and

That the City Solicitor be directed to prepare a By-law to exempt the property at 193 King Street West from By-laws 75-61 and 75-175.

Explanatory Note - Setback By-laws 75-61 and 75-175 prohibit the extension or construction of buildings on various arterial roads in the Central Area of the City, including King Street. Accordingly, to allow a ground sign having an area of approximately 4.5 square metres with a minimum clearance of 2.4 metres from grade at 193 King Street West, an exemption from By-laws 75-61 and 75-175 is required.

7. (a) That approval be given to charge a fee of $125.00 for applications to remove Part-lot Control.

(b) That the City Solicitor be directed to prepare a by-law that will establish the fee for processing Part-lot Control applications.

(c) That approval be given to use an application form for requests to remove Part-lot Control.

8. (a) That the following comments and recommendations regarding "Examination of Statutes Adversely Affecting Housing Production and Other Forms of Development: Interim Report" be forwarded to the Hamilton-Wentworth Regional Economic Development Committee and Hamilton-Wentworth Council Regional for consideration and subsequent submission to the Ministry of Municipal Affairs and Housing:

(i) The City supports the Report recommendation that the Province should develop a computerized index of statutes and regulations which affect different types and parts of buildings.

(ii) The City supports the Report recommendation that the Ministry initiate a guidance, advice and information program which would help municipalities to develop more streamlined development approval processes.

(iii) The City supports the Report suggestion that municipalities provide more guidance and advice to developers on the approval processes through the publication of brochures, flow charts, etc.

(iv) The City supports the Report suggestion that staff be delegated approval authority of purely technical matters, but foresees little opportunity for such delegation inasmuch as few decisions are purely technical in nature.

(v) The City does not believe that the City can be characterized by -

- o a negative attitude towards development,
- o "gold-plated" standards for housing, and
- o overly-complex administrative procedures.

(vi) The City does not support the Report's suggestion that a "liaison officer" or "expediter" responsible for co-ordination of development approvals be appointed.

(b) That a comprehensive review and updating of the City of Hamilton Zoning By-law as suggested would be beneficial and therefore should be accelerated for these reasons:

(a) Obsolete requirements could be deleted and/or replaced with specifications which meet current development standards.

(b) Zoning specifications could be consolidated and simplified in several Districts.

(c) Zoning specifications could be standardized across various districts and inconsistencies eliminated.

(d) New concepts in zoning could be researched and incorporated into the zoning by-law.

9. That the Building Commissioner be authorized to issue Demolition Permits for the demolition of residential building located at No.222 Cope Street, for which application has been processed through the Building Department and the Planning and Development Committee.

10. That approval be given to the settlement of expropriation of all the interest of Dominic Pugliese, Antonietta Pugliese and Angeline Camera in the right-of-way over Part 2 on Plan 62R-4947, in the total amount of $400.00. The subject parcel of land is located at the rear of No.162 Cannon Street West and formed part of the lands purchased from Sam Rochwerg for the proposed park in Central Neighbourhood. The subject right-of-way was expropriated for Central Neighbourhood Park and this acquisition is to be charged to account 0405-X9010-6.

11. That the Real Estate Department be authorized to retain the services of Humphreys, McCaw Inc. to appraise the market value of the land and buildings known as No.63 Market Street formerly owned by Marvin J. Wasserman and expropriated under Instrument No.196675 AB on February 23, 1971 preparatory to the development of the Lloyd D. Jackson Square.

12. That approval be given to the sale of the following surplus City owned lands to Victoria Park Community Homes Inc. in the total amount of $272,000.00:

Parcel	Property	Lot size	Amount
1.	9-19 Burlington Street West	114' x 123'	$40,000.00
2.	16 Simcoe Street East	32' x 100'	$11,000.00
3.	15 Wood Street East	24.75' x 98.75'	$10,000.00
4.	593 John Street North	153.74' front cont. 0.199 acres	$24,000.00
5.	476 MacNab Street North	60.45' x 96.95'	$16,000.00
6.	East side James Street N. between Simcoe & Ferrie	294.44' x 150.3'	$140,000.00
7.	240-242 Emerald St. North	46' x 96'	$17,000.00
8.	66-76 Fullerton Avenue	52' x 99.94'	$14,000.00
			$272,000.00

These Offers to Purchase are subject to:

(a) The Purchaser arranging suitable financing consisting of an insured loan under Section 56.1 of the N.H.A. on or before the date of closing.

In the event the said financing and assistance are not procured by the date of closing, these Offers to Purchase shall become null and void and the deposit monies shall be returned in full to the Purchaser without interest or penalty.

(b) The approval of The Minister of Municipal Affairs and Housing and Canada Mortgage and Housing Corporation.

Included in the purchase price are the costs of the City and Region Development Charge and the 5% cash payment in lieu of park dedication for,

Parcel 1 -	5 townhouse units
Parcel 2 -	a single family dwelling
Parcel 3 -	A single family dwelling
Parcel 4 -	3 townhouse units
Parcel 5 -	a semi-attached unit
Parcel 6 -	18 town house units
Parcel 7 -	a semi-attached unit
Parcel 8 -	a semi-attached unit

A certified cheque in the amount of $3,400.00 is on deposit with the City Treasurer. The proceeds from this sale are to be credited as follows:

Parcels 1 to 6 -	Account 0412-Y71013
Parcel 7 -	Account 0412-L69011
Parcel 8 -	Account 0280-02

13. Approval of the appointment of Trevor P. Garwood-Jones, Architects, to act as prime consultant responsible for the design development, preparation of construction documents, contract administration and provision of Sub-Consultants necessary to initiate construction of the proposed pedestrian walkway linking the Sheraton Hotel and Hamilton Convention Centre, at a percentage fee of 5.4% based on the estimated cost of construction in the amount of $585,000.00. Per diem rates for additional work range from $55.00 per hour for principals to $29.00 per hour for Senior Technologists.

14. That leave be granted to introduce the following Bills:-

(a) Bill D-167 - By-law to Amend Zoning By-law No.83-112 respecting land located at Municipal No.56 Frederick Avenue

(b) Bill D-168 - By-law to Designate an Improvement Area generally covering Concession Street between East 18th Street and East 25th Street

(c) Bill D-169 - By-law to Repeal By-law No.82-142 respecting land located at Municipal No.51 East Bend Avenue South

(d) Bill D-170 - By-law to Establish Site Plan Control respecting land located at Municipal No.19 Rymal Road East

(e) Bill D-171 - By-law to Amend Zoning By-law No.6593 respecting land located on the north side of Rymal Road East between Upper Gage Avenue and Upper Ottawa Street

(f) Bill D-172 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal Nos. 90, 84 and 88 Century Street

(g) Bill D-173 - By-law to Amend By-law No.83-240 respecting land located at the Wellington Street Marine Terminal

(h) Bill D-174 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal No.42 Ontario Avenue

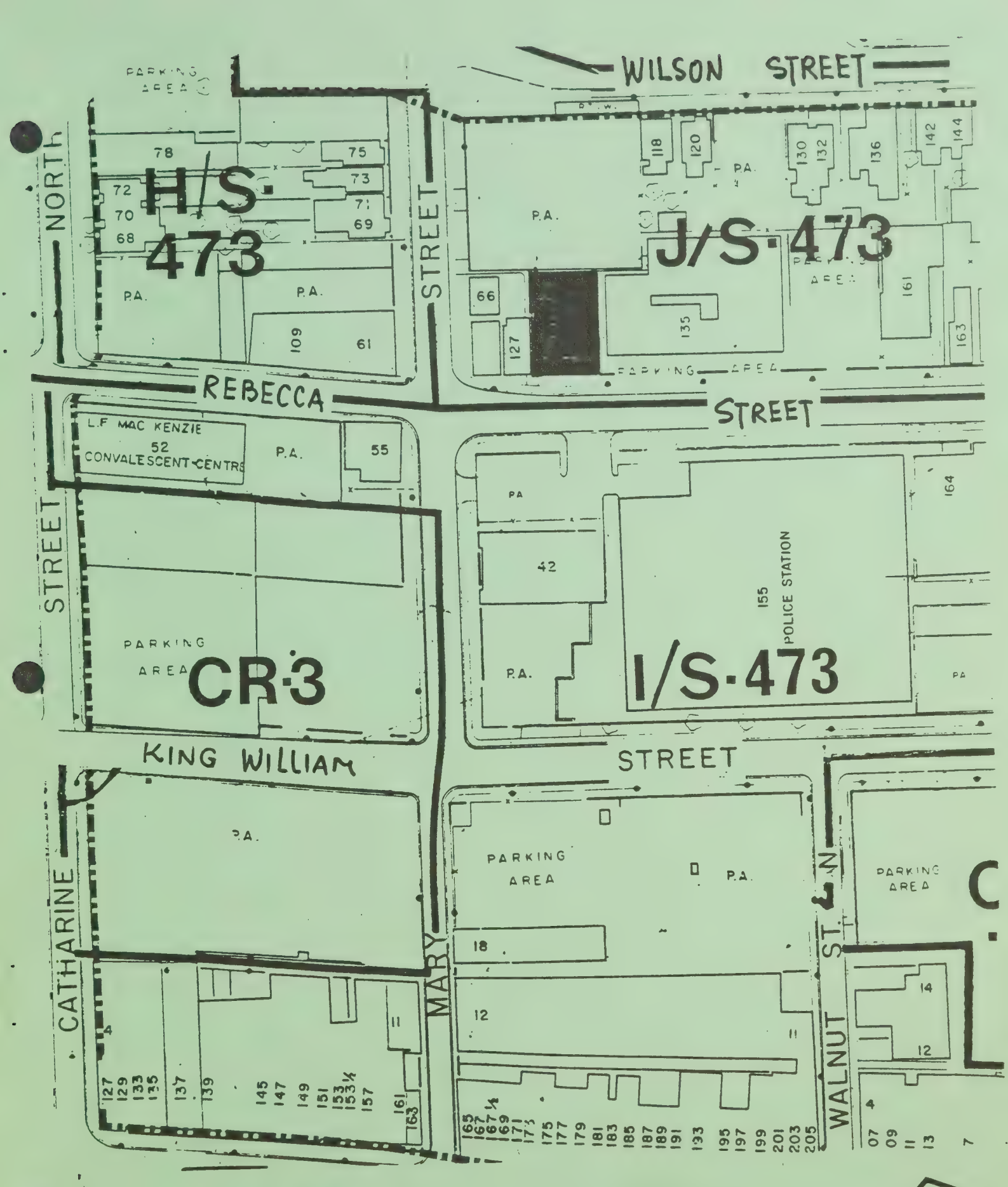
(i) Bill D-175 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal Nos.236-238 Brucedale Avenue East

(j) Bill D-176 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal No.904 King Street East

Respectfully submitted,

JDT:bg
November 9, 1983

Alderman W. M. McCulloch
Chairman



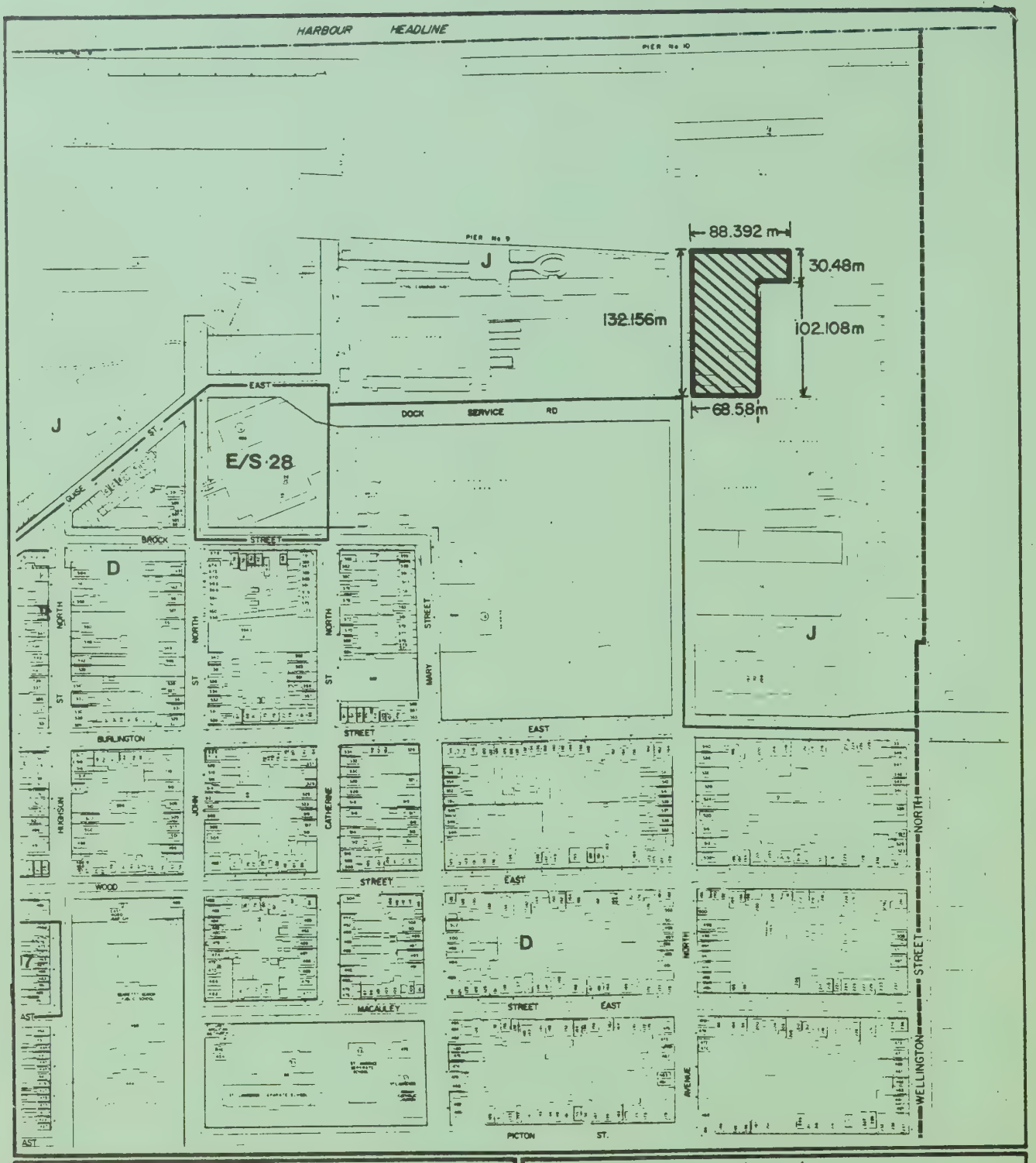
SITE OF THE APPLICATION

APPENDIX "A"

D-9

APPENDIX "A"

ZA 83-57



APPENDIX "A"

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be deleted from Schedule "A3" to By-law No. 83—240

North	Scale	Reference File No.
	1:5000	CI—81—K
	Date	Drawing No.
	November 1983	83— H —127

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **TWENTYSECOND** Report for 1983 and respectfully recommends:

Grants

1. That the request from Royal Mattress Hockey Club for a grant in the amount of $300.00 to be used to offset expenses incurred in entertaining approximately 300 out-of-town coaches, parents and players who participated recently in a hockey exchange programme be denied due to the lack of funds.

2. That the request from B'nai Brith Viceroy Reading Lodge No.886 Hamilton for a grant in the amount of $500.00 to be used to assist in defraying expenses in staging and hosting their Sports Celebrity Night be denied due to lack of funds.

3. That the request from the Hamilton Downtown Y.M.C.A. for a grant in the amount of $400.00 to be used to assist in defraying expenses incurred in staging and hosting the Golden Horseshoe Handball Tournament be denied due to the lack of funds.

Resolutions

4. That the following resolutions be endorsed:

   (a) Town of Halton Hills

   WHEREAS Union Gas have applied to the Ontario Energy Board for permission to increase its prices for sale, storage and transmission of natural gas effective April 1st, 1984;

   AND WHEREAS the present rate structures do not provide for discount to senior citizens or persons on fixed income who purchase gas;

   AND WHEREAS Union Gas at present provides a 20% discount to the aforesaid for service and repair calls;

   NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:

   That the Clerk-Administrator be directed to submit a letter to the Ontario Energy Board, and Union Gas Limited bringing to their attention the inconsistencies in the issuance of discounts to senior citizens or persons on fixed income for repairs and service and not for gas purchase, requesting that Union Gas Limited and the Ontario Energy Board take under review this inconsistency for revision at the Ontario Energy Board Hearing into rate revisions.

. (b) City of Windsor

That the Attorney General of the Province of Ontario BE ADVISED that the City of Windsor objects to the change in policy which requires municipalities to pay for witness fees to persons appearing in court or trial involving municipal by-laws; and further, that the City objects that the change was made without consultation with the municipality; and also that this resolution be forwarded to other municipalities in Ontario, the local members of the Legislature, and to the Association of Municipalities of Ontario, for support.

Other

5. With reference to the hiring of a Language Officer and Establishment of a French Committee -

(a) That:

(i) Initially, and subject to the allocation of sufficient funding in the 1984 Current Budget Estimates of the City Clerk's Department, one Language Officer be hired to provide services to and communication with the public in both the official languages of English and French, and in the other languages as well, with preference being given to Italian and Portugese as the third and fourth languages.

(ii) In order to monitor and evaluate the efficiency and effectiveness of the programme, all enquiries requiring language assistance must be referred to the Language Officer.

(iii) The current list of multi-lingual persons located through the City Hall be maintained by the Language Officer only, and updated when required by the Personnel Department.

(iv) A "short list" of the multi-lingual list be added to the current list of civic employees.

(v) The members of the Language Policy Sub-committee be called upon to assist the Director of Personnel and the Chief Administrative Officer in developing the "short list" of candidates.

(vi) If justified, a second Language Officer be hired once funds are available from non-municipal sources.

(b) That:

(i) A French Committee be set up to look into the francophone situation with the authority to recommend solutions and means of action regarding the problems encountered by Hamilton's francophone community.

(ii) The Committee be composed of members of City Council, a full-time member of staff of City Hall to assist the Chairman of the committee and to exercise the administrative functions required, and members of the francophone community chosen at large by the francophone community.

(iii) A member chosen by Council preside at meetings of committee.

(iv) The French Committee be officially recognized by the City and given the required mandate in order to be accountable for its actions;

(c) That the application be made to the Municipal Management Policy Branch of the Ministry of Municipal Affairs and Housing - Municipal Services in French - for reimbursement of 50% of the actual municipal costs up to a maximum of $50,000.00 each year for a period of five consecutive years.

(d) That the Sub-committee be requested to make recommendations on the implementation of this programme.

6. Approval of the establishment of a Special Task Force on Nuisance Animals to review and make recommendations on the creation and implementation of a programme for the removal of all nuisance animals, particularly skunks and foxes, which create a health hazard, as they are carriers of rabies, and that the membership of this special purpose body be as follows:-

Alderman T. Murray
Mr. Lou Sage, C.A.O., City of Hamilton
Mr. Cy Armstrong, C.A.O., Regional Municipality of Hamilton-Wentworth
Wildlife Officer of the Ministry of Natural Resources
General Manager of the H.S.P.C.A.
Medical Officer of Health

Explanatory Note - For the information of Members of City Council, it has been brought to the attention of the Legislation Committee by the Research Branch of the Ministry of Natural Resources that based on a four-year cycle, the Hamilton Area is slated for a high outbreak of rabies in 1984. At its meeting held November 22, 1983, the Legislation Committee unanimously agreed that this health hazard should be investigated immediately, in order to avoid a possible epidemic of rabies.

7. That the following tax adjustments as recommended by the Tax Review Committee at its meeting held November 2, 1983, be approved:-

Appeal	Amount			
Schedule "A" Compassionate	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Nov. 2, 1983	(4) Total Year-to-date 1983
	$9,697.29	$32,859.20	$4,888.31	$37,747.51
Schedule "B" Business	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Nov. 2, 1983	(4) Total Year-to-date 1983
	$1,212,588.19	$957,132.33	$53,349.79	$1,010,482.12

see over/

Schedule "C" Realty	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Nov. 2, 1983	(4) Total Year-to-date 1983
	$286,731.17	$277,884.72	$12,070.16	$289,954.88

8. That picture-taking for bus passes for Senior Citizens 70 years of age and over not be proceeded with in 1984 at an estimated saving of $9,530.00 and that the provision of $9,530.00 be deleted from the 1984 budget estimates of the City Clerk's Department.

Explanatory Note - The bus pass for senior citizens over the age of 70 years is reissued every three years. A photograph is taken in the first year and a pass is issued. After the first year, a validation sticker is affixed to the pass and this is repeated after the second year. There are two places on the pass for this purpose. A photograph is taken after the third year. The year 1984 is the year when the photographs are to be re-taken and as a means of reducing expenditures in the 1984 estimates it is proposed that no pictures be taken in 1984. This can be accomplished by affixing a validation sticker on the top of an existing validation sticker. The Hamilton Street Railway has been contacted and there is no objection on their part to this being done. In this regard, the City Clerk has been requested to investigate the possibility of modifying the pass to accommodate four validation spaces, so that the pass can be issued for a five-year period instead of three years.

9. In view of the enthusiasm and support of everyone involved in the recent City Hall Open House, that -

   (a) The City conduct an annual Open House in the latter part of September

   (b) The Chief Administrative Officer assign the appropriate staff to arrange and co-ordinate the event

   (c) A budget based on the total actual cost of the Open House be prepared by the Staff Advisory Team and allocated in the 1984 Budget Estimates to cover the required expenses.

10. That permission be granted to the Queenston Mall Merchants' Association to have a helicopter from Glanford Helicopter Services Limited land on the site known as Sir Isaac Brock School in the City of Hamilton on Saturday December 3, 1983 at 11:00 o'clock a.m. for the purpose of bringing Santa Claus to their Mall for their Christmas Programme.

11. That the City of Hamilton place a formal bid before the Executive of the Canadian Federation of Municipalities to hold their 1986 Convention in Hamilton.

While The Municipal Act prohibits City Council from committing a succeeding City Council to an expenditure to be made during the term of office of the new City Council, the Legislation Committee recommends that the City agree to undertake full responsibility for the Convention by direct financial assistance, including staff, and that the City investigate the availability of funds from other sources, by encouraging participation of local businesses, industries and other levels of Government as co-hosts, in the sponsoring of various events, such as receptions,

luncheons, dinners, bus tours, etc. It is anticipated that the Convention will bring together approximately 1,500 delegates from across Canada. Over 600 hotel rooms will be required to accommodate the Convention, which will leave at least $1,500,000.00 in the community.

NOTE: The Finance Committee is currently studying the matter of committing future Councils to expenditures re: Conventions.

12. That **no action** be taken on the recommendation from the City of Hamilton Licensing Committee that its two citizen appointees be paid an annual honorarium of $2,000.00 each.

13. Approval of the action of the Legislation Committee in authorizing the Millwrights' Union Local 1916 to display a banner on the balcony of City Hall from November 21 to 27, 1983 on the occasion of the celebration of "Millwright Week".

14. Approval of the action of the Legislation Committee in authorizing Hamilton-Wentworth Creative Arts Inc. to place a portable sign on the City Hall Forecourt promoting the Winter Festival of Friends to be held at the Hamilton Convention Centre December 6 to 11, 1983.

15. Members of City Council are advised that a letter has been received from the Ministry of Citizenship and Culture objecting to the City's application for private legislation to provide for more accountability by the Hamilton Public Library Board. However, every effort will be made to obtain approval, notwithstanding the objection of the Ministry of Citizenship and Culture, although the likelihood of success is minimal.

16. That leave be granted to introduce the following Bills:-

    (a) Bill E-34 - By-law to Amend Licensing By-law No. 79-323 respecting Class "C" Cartage Vehicles Fees

    (b) Bill E-35 - By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully recommended,

November 2, 1983
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its **SIXTEENTH** Report for 1983 and respectfully recommends:

1. That the Hamilton Fire Department be directed to develop an educational Programmme for the citizens of Hamilton on the benefits of installing approved smoke alarms in single family dwelings. This Programme will be considered by the Personnel Committee, and subsequently submitted to City Council for approval.

2. That a 5 per cent increase be given to Members of Hamilton City Council, effective January 1, 1984.

3. (a) That the anniversary dates of all Non-Union Supervisory and Confidential staff be based on actual anniversary dates rather than quarterly dates, effective January 1, 1984.

   (b) That the anniversary dates of all Department Heads and Deputies staff be based on actual anniversary dates rather than quarterly dates, effective January 1, 1984.

4. Approval of the following Orientation Policy for Employees of The Corporation of the City of Hamilton:-

ORIENTATION POLICY

FOR EMPLOYEES OF THE CORPORATION OF THE CITY OF HAMILTON

To protect the investment that the Corporation has in any employee by giving all that is necessary to lessen the anxieties and increase the knowledge of that employee in order that the employee may function efficiently ,and be inspired with a good attitude toward the Corporation and his position in it.

The Corporation of the City of Hamilton wishes to ensure that new employees become an integral part of the municipal work force as quickly as possible.

The Corporation will acquaint new employees with general municipal operating procedures & policies, objectives, rules and regulations required for the performance of their duties.

The Corporation will communicate to new employees the duties and responsibilities of their positions, working relationships to subordinates and senior staff, and provide basic information regarding physical facilities, services, and Corporation contact staff.

(A) OBJECTIVES

(1) Welcome new employee, making him/her feel part of the organization and a productive, effective, efficient employee as quickly as possible.

(2) Demonstrate the commitment of the Corporation to provide a good working atmosphere for its employees resulting in the best possible service to the public.

(3) Inspire good attitudes in employees toward their work.

(4) Encourage co-operation and team work

(5) Encourage training and personal development.

(6) Communicate what is expected of the employees, their responsibilities and how they handle themselves.

(B) RESPONSIBILITIES

(1) CITY COUNCIL

(i) Adoption of Orientation Policy

(ii) Adoption of admendments to Orientation Policy

(2) CHIEF ADMINISTRATIVE OFFICER

(i) Ensure proper implementation of Policy

(ii) Ensure proper maintenance of Policy

(iii) Administer adherence to policy

(3) DIRECTOR OF PERSONNEL

(i) Develop and provide Orientation Program based on Orientation Policy

(ii) Administer program as established

(iii) In consultation with other Department Heads and Chief Administrative Officer, recommend amendments to program and policy as required.

(iv) Establish and provide any training programs required for Orientation Program.

(4) DEPARTMENT HEAD

(i) Ensure that all new permanent employees receive orientation training.

(ii) Develop departmental on-the-job training programs.

(5) JOINT ADVISORY TEAM OF EMPLOYEE ASSISTANCE PROGRAM

Ensure that all new employees are aware of the Employee Assistance Program.

(6) STAFF ADVISORY TEAM

Assist in introducing general office practices to new employees.

ORIENTATION PROGRAM

Program implementation will involve participation of Department Heads, Supervisors, Foremen,Personnel Department Staff, Payroll Staff, Pension Staff, and Employee Teams.

Program will cover:

(I) all new employees, and

(II) all present employees who are to have a significant change in responsibilities.

A. CONTENT

(I) Illustrate the structure of the organization, levels of authority and how they relate to one another.

(II) Provide brief history of present form of municipal government.

(III) Familiarize employee with the work place.

(IV) Outline functions and responsibilities for the position held by the employee

(V) Present Departmental Rules & Regulations, Policies & Procedures, and training programs in place

(VI) Interpret applicable Corporation Policies and Procedures.

(VII) Describe what is expected of employee

(VIII) Clarify Working Conditions

(IX) Convey to clerical staff the generally accepted office practices within the Corporation

(X) Explain all applicable benefits

B. DUTIES

(I) CHIEF ADMINISTRATIVE OFFICER

(1) Meet as many new employees as possible.

(II) DIRECTOR OF PERSONNEL

Develop and maintain:

(a) Comprehensive orientation sessions for all permanent staff

(b) Condensed orientation sessions for all temporary staff

(c) Condensed orientation sessions for employees who are to have a significant change in responsibilities

(1) Supervisor of Human Resources

(a) Oversee orientation program

(b) Present brief overview of history of the organization

(c) Outline contents of orientation folder

(d) Conduct sessions, in conjuction with other Personnel Department Staff, on standard personnel procedures and forms for designated clerical staff and all supervisory staff.

(2) Benefits Clerk

(a) Discuss all benefit plans on a general basis with the group

(b) Discuss benefits plans with employees on an individual basis, enrolling them in the applicable plans

(i) Pension
(ii) Life Insurance
(iii) Major Medical
(iv) Dental
(v) Hospitalization
(vi) Short Term Disability Plan
(vii) Long Term Disability Plan
(viii) Sick Leave Accumulation Plan (Firefighters only)
(ix) Vacation
(x) Statutory Holidays
(xi) Tuition refund

(3) Training Officer

(a) Outline all training and learning opportunities available

G

(b) Ensure that employees are aware of where they can obtain information on courses

(c) Encourage employees toward personnel development

(4) Safety Officer

(a) Emphasize important areas of the Safety Manual which is supplied in the Orientation Folder.

(b) Outline the Corporation's policy on Safety

(c) Emphasize any important concerns in specific work areas.

(III) PAYROLL DIVISION OF FINANCE DEPARTMENT

(1) Conduct sessions on Pay Cheques & Procedures

(a) distribution

(b) details of items appearing on cheques

(c) where to direct questions, etc.

(2) Conduct sessions on standard timekeeping procedures for Designated Clerical Staff and all Supervisory Staff

(IV) PENSION DIVISION OF FINANCE DEPARTMENT

(1) Conduct session on pension benefits

(a) Deductions made from pay

(b) Paying back for broken service

(c) Basic benefits of pension plan

(d) Making direct payments when receiving Long Term Disability Benefits from Insurance Company

(V) STAFF ADVISORY TEAM

(1) Conduct sessions for Clerical and Supervisory Staff on accepted office practices within the Corporation

(a) telephone techniques

(b) business etiquette

(c) standard forms and procedures

(d) handling of correspondence, etc.

(VI) DEPARTMENT HEAD

(1) Meet all new employees in department

(2) Supply staff necessary to attend orientation meetings or attend in their place

(3) Develop and maintain on-the-job training programs

(4) Assist Supervisors in implementing training programs

(5) Ensure that a list of duties and responsibilities is available for each position in the department and that it is available to the employee

(6) Ensure that operating procedures, safety procedures, rules and regulations governing the work place are clearly defined and available to the employee

(VII) SUPERVISOR (OR FOREMAN)

(1) Attend orientation sessions involving staff under their control

(2) Provide employee with list of duties and responsibilities

(3) Explain all departmental working conditions

(a) Hours of Work

(b) Location of Work Sites

(c) Attendance Reporting

(d) Lunch Hours

(e) Rest Periods

(f) Personal Telephone Calls and Mail

(g) Overtime Policy and Requirements

(h) Pay Procedures

(i) Lockers

4) Interpret departmental policies and procedures relating to them as an employee or to their position

(a) Education and Training Requirements and opportunities

(b) Probationary Periods

(c) Performance of Duties

(d) Performance Standards

(e) Promotional Opportunities

(f) Punctuality and Attendance

(g) Behaviour

(h) Attitude

(i) Reliability

(j) Initiative

(k) Emotional Maturity

(l) Personal Appearance

(m) Wearing of Uniform

(n) Handling of Confidential Information

(o) Safe Working Practices

(p) Use of Safety Equipment

5. Approval of the following Interim Policy for selecting applicants for vacant positions:-

Interim Policy in Selecting Applicants for Vacant Positions

Posted Positions

1) Requisition received from Department involved;

2) Position posted for five (5) working days;

3) Applicant's application letter, plus employment application, plus absence record, sent to Department requiring filling of position, attached to official referral form;

4) Department Head or his delegate screens applications and requests Personnel Department to arrange for interviews;

5) Successful and unsuccessful candidates are notified as to the results of the selection process.

If the Department Head finds he cannot select a suitable applicant from those referred to him as a result of the posting, he requests the Personnel Department to go into its files and make referrals:

1) The Personnel staff go through the files of outside applicants and screen out all but those who fit the requirements for the position available;

2) Screened applications are referred to the Department Head concerned who does a further screening;

3) The Personnel Department is then contacted with a list of names of applicants and requested to arrange interviews;

4) On the basis of these interviews, and the background material at hand, the Department Head makes a selection and notifies the Personnel Department of the selection in writing.

5) The successful candidate and unsuccessful candidates are notified of the results.

If the Department Head finds he cannot select a suitable applicant from those referred from the Personnel Department files, he requests that the position be advertised:

1) The position is advertised locally, and, if necessary, nationally, and through trade publications;

2) All letters, resumes and applications that fit the basic criteria for the position are forwarded to the Department Head;

3) The Department Head indicates to the Personnel Department those applicants which he or she wishes to see for an interview.

Interim Policy in Selecting Applicants for Vacant Positions (Cont'd.)

4) The Department Head indicates the successful applicant in writing to the Personnel Department, at which time the successful and unsuccessful applicants are notified of the results.

In the case of the Hiring of a Department Head:

1) The position is posted;
2) Advertised;
3) Final Selection Procedure adopted by City Council on January 26, 1982.

6. (a) That Mr. Walter Hutchings be reclassified to the position of Serviceman-Chauffeur I, Salary Schedule 111A: $20,180.16, $20,868.64, $21,714.68, $22,677.20, $23,787.92 per annum.

(b) That Mr. Hutchings be paid in the fourth step of the above range: $22,677.20 per annum, effective August 29, 1983.

7. Approval of the Appointments and Terminations in permanent and temporary service with The Corporation to November 23, 1983, as set out on the list appended hereto.

8. Approval of the following proposal for early retirement due to redundancy:-

Where an employee has passed his sixtieth birthday and is made redundant by virtue of administrative or technological changes:

(a) He or she may have the option of being paid two-thirds (2/3) of a month for each year of pension service (not to exceed twenty-four (24) months)

(i) as a severance lump sum payment;

(ii) as continuous bi-weekly payments for the calculated period, provided:

(b) That the period in question shall be the lesser of the calculation and the difference (in months) between the date of accepting the option and the first day of the month following the month the employee has reached his or her sixty-fifth birthday.

(c) That the option be only available to those employees who have a minimum of ten (10) years pension service at the time of accepting the option.

9. WHEREAS the Ontario Municipal Employees Retirement System Pension Plan is designed for career employees rather than Municipal Council Members ;

IT IS THEREFORE recommended that legislation be sought to amend the OMERS plan or to establish a separate plension plan for Municipal Council Members; and

THAT said Plan provide:

i) For all earnings to be subject to pension contribution.

ii) That a full pension become effective after two terms of service, or an age and service factor of 60.

iii) That pension be calculated on the highest three consecutive years of service to a maximum of 70%.

iv) Credited service to produce 70% of last three years service to be established at a rate of 4% per year.

v) That periodic adjustments made by OMERS also be applied.

vi) The benefits of the Canada Pension Plan and OMERS Pension Plan being stacked.

It is also recommended that this resolution be submitted to the Association of Municipalities of Ontario, and to all Cities in Ontario for their endorsation.

10. That the criteria for the purchase of War Service be extended to include those eligible members who will reach 25 years service after January 1, 1981, and who will not have attained 35 years credited pensionable service at their normal retirement date, and to include those persons who would have qualified under the new criteria, but have retired since the cut-off date of January 1, 1981.

Currently, Firefighters Local 288, Department Heads & Deputies and Non-Union Supervisory Personnel are able to purchase War Service as credited pensionable service, providing they had 25 years service as at the date specified by the applicable Council resolution. The above recommendation will delete this provision, and allow the purchase of War Service by employees when they have achieved 25 years service.

RESPECTFULLY SUBMITTED,

ALDERMAN F. LOMBARDO,
VICE-CHAIRMAN.

K. E. Avery, Secretary ,
November 23, 1983.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

REFERRED TO IN SECTION 7 OF THE SIXTEENTH REPORT OF THE PERSONNEL COMMITTEE.

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Gary Beasley	Lieutenant	Fire	Replacement for Mr. C.E. Morgan - retired	C-7	$33,831.56 per annum	Oct. 1/83
Mr. William Shearer	Lieutenant	Fire	Replacement for Mr. D. Factor - promoted	C-7	$33,831.56 per annum	Oct. 1/83
Mr. Larry Harvey	Building Inspector	Building	Returning to former position because Mr. A. McGurk returned from vacation	A-12	$556.33 per week	Sept. 26/83
Mr. William Pooler	Senior Building Inspector	Building	Returning to former position because Mr. A. McGurk returned from vacation	A-16	$603.44 per week	Sept. 26/83
Mr. David Beattie	Payments Clerk II	Treasury	Replacement for Mr. Tom Carolan - resigned	A-8	$396.96 per week	Oct. 10/83
Mr. Cecil Brown	Truck Driver (Litter Containers)	Public Works	Replacement for Mr. Danny Wilson - transferred	D-7	$9.891 per hour	Oct. 15/83
Mrs. Joy Goddard	General Clerk	Public Works	Replacement for Mr. M. Berberick - promoted	110	$18,587.92 per annum	Oct. 10/83
Mr. Bruce Hope	Street Sweeper Operator	Public Works	Replacement for Mr. Paul McNaughton - resigned	D-9	$9.991 per hour	Sept. 22/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Allan Marshall	Foreman III (Districts)	Public Works	Replacement for Mr. G. Hitzroth - promoted	13C	$23,364.64 per annum	Oct. 17/83
Mrs. Diane McGuire	Stenographer IV	Public Works (Cemetery Division)	Replacement for Miss Mary Bow - transferred	E-2	$273.74 per week	Oct. 10/83
Mr. Peter Morosin	Equipment Mechanic I (Central Garage)	Public Works (Central Garage Division)	Additional staff approved by C.A.O.	D-14	$10.752 per hour	Sept. 12/83
Mr. Francesco Schiavulli	Labourer	Public Works	Additional staff approved by C.A.O.	D-5	$9.781 per hour	June 23/83
Mr. Gino Tedesco	Equipment Mechanic II	Public Works (Central Garage Division)	Replacement for Mr. Josef Hasenohrl - retired	D-11	$10.153 per hour	Oct. 17/83
Mr. Fritz Zwahlen	Sous Chef	Convention Centre	Replacement for Mr. Alan Ginn	106	$23,499.84 per annum	Oct. 3/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Brian Lahie	Traffic Serviceman II	Traffic	resigned	7 years & 1 month	Oct. 28/83
Mrs. Patricia Lister	Secretary B	Community Development	resigned	5 years & 8 months	Oct. 28/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Jennifer Anderson	Historical Interpreter (temp./part-time)	Culture & Recreation (Dundurn Castle Division)	Replacement for Ms Carolyn Gough	DC-3	$5.100 per hour	Oct. 3/83
Miss Susan Bruce	Typist Cashier II (temporary)	Building	Replacement for Mrs. G. Ligaj - temp. promoted	E-3	$291.85 per week	Sept. 26/83
Mr. Alberto Filice	Foreman II (Districts) (temporary)	Public Works	Replacement for Mr. L. Manning - off sick	12C	$26,503.88 per annum	Oct. 17/83
Ms Crystabelle Fobler	Typist Clerk II (59 days only)	Public Works	Replacement for Miss A. Damianopoulos - temp. promoted	E-2	$273.74 per week	Oct. 11/83
Ms Victoria Irwin	General Assistant (temp./part-time)	Culture & Recreation (Dundurn Castle Division)	Replacement for Ms R. Ladjansky - resigned	K-5	$4.790 per hour	Oct. 17/83
Mrs. Genevieve Ligaj	Counter Clerk (temporary)	Building	Replacement for Mr. Mimmo DiFranco - resigned	A-3	$317.92 per week	Sept. 26/83
Mrs. Joanne Maki	Stenographer III (temporary)	Building	Replacement for Mrs. Pamela Jones - temp. promoted	E-3	$291.85 per week	Oct. 24/83
Mrs. Jean McDavid	Program Assistant (temporary)	Culture & Recreation	Replacement for Miss Sylvia Szabados - temp. promoted	R-1	$8.000 per hour	Sept. 26/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Alfeo Acierto	Adult Fitness Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	R-1	$8.000 per hour	Oct. 18/83
Ms Christine Baird	Adult Fitness Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	R-1	$8.000 per hour	Oct. 18/83
Mr. Martin McLeod	Adult Fitness Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	R-1	$8.000 per hour	Oct. 17/83
Ms Jennifer Milligan	Adult Fitness Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	R-1	$8.000 per hour	Oct. 18/83
Ruth Ann Herbison	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Sept. 26/83
Mr. Shawn Hewitt	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Sept. 12/83
Ms Susan Holland	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Oct. 3/83
Ms Diane Izzotti	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Oct. 6/83
Mr. Stephen Kleinschmidt	Red Cross Instructor (temp./part-time)	Culture & Recreation	Replacement for Mr. James Male - resigned	K-3	$4.500 per hour	Nov. 1/83
Ms Suzanne Moyer	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Sept. 22/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Chris Parkinson	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Oct. 6/83
Mr. Donald Smith	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Sept. 6/83
Mr. Robert Towler	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Oct. 6/83
Ms Yvonne Ytsma	Red Cross Instructor (temp./part-time)	Culture & Recreation	Seasonal staff	K-3	$4.500 per hour	Oct. 3/83
Ms Sylvia DiFederico	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Oct. 3/83
Miss Patricia Hamilton	Cashier (temp./part-time)	Culture & Recreation	Replacement for Ms Claudia Laqua - resigned	R-7	$4.250 per hour	Oct. 18/83
Ms Deborah Marsh	Cashier (temp./part-time)	Culture & Recreation	Replacement for Ms Renee Hornsby - resigned	R-7	$4.250 per hour	Oct. 24/83
Ms Susan Oostwouder	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Sept. 24/83
Ms Darlene Rankin	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Sept. 26/83
Mrs. Faye Smith	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Sept. 24/83
Miss Lora Tirimacco	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Oct. 3/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss Margaret Cappa	Cashier (temp./part-time)	Parking Authority	Additional staff	V-1	$3.750 per hour	Sept. 30/83
Miss Alexandra McGuire	Cashier (temp./part-time)	Parking Authority	Additional staff	V-1	$3.750 per hour	Nov. 3/83
Mr. John Arsenault	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83
Mr. Paul Baker	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83
Mr. William Batrynchuk	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Miss Pamela Colthart	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Douglas Dean	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 24/83
Mr. Joe Delorenzi	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 26/83
Mr. Phil Di Fiore	Checker (temp./part-time)	Culture & Recreation	Replacement for Mr. Glenn Plummer - resigned	K-1	$4.000 per hour	Oct. 11/83
Mr. Donald Dilks	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 11/83
Mr. Geoff Dungavel	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 30/83
Mr. Joseph Garofalo	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms Karen Gibson	Checker (temp./part-time)	Culture & Recreation	Replacement for Mr. Reno Fricano - resigned	K-1	$4.000 per hour	Sept. 14/83
Mr. Tom Giornofelice	Checker (temp./part-time)	Culture & Recreation	Replacement for Mr. Thomas Smith - resigned	K-1	$4.000 per hour	Sept. 21/83
Ms Tracey-Anne Griffith	Checker (temp./part-time)	Culture & Recreation	Additional staff approved by C.A.O.	K-1	$4.000 per hour	Sept. 24/83
Ms Tracy Hartt	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Logan Heath	Checker (temp./part-time)	Culture & Recreation	Additional staff approved by C.A.O.	K-1	$4.000 per hour	Sept. 24/83
Mr. John Horan	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 28/83
Mr. Darren Jerome	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 28/83
Mr. Shawn Kelly	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Giasemi Kouskoussis	Checker (temp./part-time)	Culture & Recreation	Replacement for Mr. Patrick McHugh - resigned	K-1	$4.000 per hour	Sept. 30/83
Mr. Christine Langlois	Checker (temp./part-time)	Culture & Recreation	Additional staff approved by C.A.O.	K-1	$4.000 per hour	Sept. 24/83
Ms Lynn Laurie	Checker (temp./part-time)	Culture & Recreation	Replacement for Miss Sharon Gerrard - resigned	K-1	$4.000 per hour	Oct. 5/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms Kimberly Leone	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 14/83
Ms Anne MacDonald	Checker (temp./part-time)	Culture & Recreation	Replacement for Ms Leslie Dunham - promoted	K-1	$4.000 per hour	Sept. 24/83
Mr. Edward Martin	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 26/83
Mr. Tom Martorelli	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Jeff May	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83
Ms Mari-Beth May	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. John Orzel	Checker (temp./part-time)	Culture & Recreation	Replacement for Miss Andrina Nicol - resigned	K-1	$4.000 per hour	Sept. 30/83
Mr. Duarte Pavao	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. James Pearson	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Curtis Pickering	Checker (temp./part-time)	Culture & Recreation	Additional staff approved by C.A.O.	K-1	$4.000 per hour	Sept. 24/83
Mr. Robert Pouliot	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Grant Rorabeck	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Sept. 24/83
Mr. Rodney Rowe	Checker (temp./part-time)	Culture & Recreation	Replacement for Ms Tracy Hynd - promoted	K-1	$4.000 per hour	Sept. 19/83
Mr. Claude Roy	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 8/83
Mr. Jamie Sanderson	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 8/83
Ms Suzanne Shea	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 4/83
Mr. David Strong	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83
Mr. Brad Thompson	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 5/83
Miss Maria Troisi	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83
Mr. Barry Vickers	Checker (temp./part-time)	Culture & Recreation	Replacement for Miss Leslie Dunham - promoted	K-1	$4.000 per hour	Sept. 8/83
Mr. James Wentworth	Checker (temp./part-time)	Culture & Recreation	Additional staff approved by C.A.O.	K-1	$4.000 per hour	Sept. 24/83
Mr. Mark Whitmore	Checker (temp./part-time)	Culture & Recreation	Seasonal staff	K-1	$4.000 per hour	Oct. 3/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss Carolyn Tessaro	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 26/83
Miss Janice Tessaro	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 25/83
Miss Sandra Troccoli	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 3/83
Miss Joanne Volo	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 11/83
Miss Sharon Williamson	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 8/83
Ms Andrea Wood	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 18/83
Mr. George Carson	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Sept. 26/83
Mr. Josef Karabogdan	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Oct. 25/83
Mr. Michele Spadafora	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Sept. 28/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms Sharon Lewis	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 24/83
Ms Kristia MacKenzie	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 1/83
Ms Elaine McLaughlan	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 17/83
Ms Karen Mileski	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 18/83
Ms Raven Raby	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 18/83
Ms Deborah Ross	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 24/83
Miss Laurie Shepherd	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 17/83
Mr. Tom Spyredes	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Sept. 26/83
Mr. David Tasse	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 18/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Miss Carolyn Tessaro	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 26/83
Miss Janice Tessaro	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 25/83
Miss Sandra Troccoli	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 3/83
Miss Joanne Volo	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 11/83
Miss Sharon Williamson	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 8/83
Ms Andrea Wood	Community Sports Organizer (temp./part-time)	Culture & Recreation	Seasonal staff	K-2A	$4.000 per hour	Oct. 18/83
Mr. George Carson	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Sept. 26/83
Mr. Josef Karabogdan	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Oct. 25/83
Mr. Michele Spadafora	Journeyman Painter (temporary)	Real Estate (Property Mtce. Division)	Additional staff approved by C.A.O.	PA	$16.450 per hour	Sept. 28/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms Marueen Brennan	C.O.E.D. Clerical (temporary)	Public Works (Central Garage Division)	gov't. program	CEP	$7.500 per hour	Oct. 24/83
Ms Debbie Myers	C.O.E.D. Clerical (temporary)	Public Works (Central Garage Division)	gov't. program	CEP	$7.500 per hour	Oct. 24/83
Ms Jane Webb	C.O.E.D. Clerical (temporary)	Public Works (Central Garage Division)	gov't. program	CEP	$7.500 per hour	Oct. 24/83
Mr. Patrick Fournier	Rink Attendant (59 days)	Culture & Recreation	Seasonal staff	D-4A	$9.611 per hour	Oct. 25/83
Mr. Marco Traficante	Rink Attendant (59 days)	Culture & Recreation	Seasonal staff	D-4A	$9.611 per hour	Sept. 26/83
Mr. Marco Traficante	Rink Attendant (59 days)	Culture & Recreation	Seasonal staff (2nd 59 day period)	D-4A	$9.611 per hour	Oct. 22/83
Mr. Kevin Barker	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Jay Buttenham	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Nick Caruso	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Luigi Cialini	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Harry Cole	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. James Dean	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. William Deeley	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. John DiFalco	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. James Fair	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Morris Felicetti	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Henry Hines	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Michael Holmes	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Milorad Josic	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. James Keenan	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Kevin Larson	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Michael Maxwell	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. David Michor	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. John Mule	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Tennessee Propedo	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Raymond Vallier	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Terry Verge	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. William Whyte	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. John Willard	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83
Mr. Robert Williamson	Rink Attendant (temporary)	Culture & Recreation	Seasonal staff	D-5	$9.781 per hour	Sept. 26/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Mark Cummings	Cashier (temp./part-time)	Parking Authority	resigned	2 years & 4 months	Oct. 1/83
Ms Crystabelle Fobler	Typist Clerk II (temporary)	Public Works	lay off	2 1/2 months	Oct. 6/83
Ms Kristia MacKenzie	Community Sports Organizer (temp./part-time)	Culture & Recreation	resigned	1 day	Oct. 2/83
Miss Rita Pacella	Playlot Leader (temporary)	Culture & Recreation	resigned	did not work	July 5/83
Mr. Marco Traficanti	Rink Attendant (temporary)	Culture & Recreation	lay off	2 1/2 months	Oct. 19/83
Miss Suzanne Gorka	Lifeguard I (temporary)	Culture & Recreation	resigned	2 1/2 months	Sept. 2/83
Miss Arlene Albrich	Lifeguard II (temporary)	Culture & Recreation	resigned	3 years & 2 months	Sept. 2/83
Miss Diana Calligan	Lifeguard II (temporary)	Culture & Recreation	resigned	3 years & 2 months	Sept. 5/83
Miss Mary-Jo Dunn	Lifeguard II (temporary)	Culture & Recreation	resigned	2 months	Sept. 2/83
Miss Kathy Gardner	Lifeguard II (temporary)	Culture & Recreation	lay off	1 year & 11 months	Sept. 2/83
Miss Mary Goodwin	Lifeguard II (temporary)	Culture & Recreation	resigned	2 months	Sept. 5/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Miss Patricia Vaughan	Lifeguard II (temporary)	Culture & Recreation	resigned	2 years & 2 months	Sept. 4/83
Miss Margaret White	Lifeguard II (temporary)	Culture & Recreation	resigned	2 months	Sept. 2/83
Miss Andrea Binns	Lifeguard III (temporary)	Culture & Recreation	resigned	1 year & 2 months	Sept. 5/83
Miss Joanne Taylor	Lifeguard III (temporary)	Culture & Recreation	resigned	2 months	Sept. 5/83
Miss Leanne Beaudet	Swimming Pool Safety Assistant (temp./part-time)	Culture & Recreation	lay off	2 months	Aug. 31/83
Miss Kim Madronich	Swimming Pool Safety Assistant (temp./part-time)	Culture & Recreation	resigned	2 months	Sept. 3/83
Ms Chariclia Voloudakis	Swimming Pool Safety Assistant (temp./part-time)	Culture & Recreation	resigned	2 months	Sept. 5/83
Miss Doris Daiber	Red Cross Instructor (temp./part-time)	Culture & Recreation	resigned	3 months	Sept. 16/83
Mr. Roger Male	Red Cross Instructor (temp./part-time)	Culture & Recreation	resigned	3 years & 4 months	Oct. 29/83
Miss Cynthia Walker	Red Cross Instructor (temp./part-time)	Culture & Recreation	resigned	22 days	Sept. 28/83
Mrs. Lynda Bertin	Cashier (temp./part-time)	Culture & Recreation	lay off	10 months	Oct. 30/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Ms Jose Crespo	Cashier (temp./part-time)	Culture & Recreation	resigned	2 months	Sept. 1/83
Miss Renee Hornsby	Cashier (temp./part-time)	Culture & Recreation	resigned	2 years & 7 months	Oct. 13/83
Miss Claudia Laqua	Cashier (temp./part-time)	Culture & Recreation	resigned	2 years & 7 months	Oct. 2/83
Mr. Paul Tyleman	Cashier (temp./part-time)	Culture & Recreation	lay off	2 months	Sept. 5/83
Mr. Paul Bodden	Checker (temp./part-time)	Culture & Recreation	resigned	3 years & 5 months	Sept. 26/83
Mr. Salvatore DiFeo	Checker (temp./part-time)	Culture & Recreation	resigned	2 months	Sept. 5/83
Miss Sharon Gerrard	Checker (temp./part-time)	Culture & Recreation	resigned	1 year & 11 months	Aug. 31/83
Miss Faith Johns	Checker (temp./part-time)	Culture & Recreation	resigned	7 months	Sept. 5/83
Miss Andrina Nicol	Checker (temp./part-time)	Culture & Recreation	lay off	3 years & 2 monhts	Sept. 25/83
Miss Michelle Osenenko	Checker (temp./part-time)	Culture & Recreation	resigned	2 months	Sept. 1/83
Mr. Glenn Plummer	Checker (temp./part-time)	Culture & Recreation	resigned	1 year & 3 months	Sept. 18/83
Mr. Jamie Sanderson	Checker (temp./part-time)	Culture & Recreation	lay off	7 days	Oct. 15/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. William Schnell	Checker (temp./part-time)	Culture & Recreation	lay off	4 years	Sept. 27/83
Mr. James Scullion	Checker (temp./part-time)	Culture & Recreation	lay off	2 months	Sept. 4/83
Ms Donna Taylor	Checker (temp./part-time)	Culture & Recreation	lay off	2 months	Sept. 5/83
Mr. Ronald Tischler	Checker (temp./part-time)	Culture & Recreation	resigned	6 days	Sept. 18/83
Mr. Paul Albanesi	Monitor (temp./part-time)	Culture & Recreation	lay off	3 months	Oct. 30/83
Mr. Daniel McDonald	Monitor (temp./part-time)	Culture & Recreation	lay off	6 months	Oct. 30/83
Mr. Henry Robinson	Monitor (temp./part-time)	Culture & Recreation	lay off	6 months	Nov. 5/83
Mr. Franco Simioni	Monitor (temp./part-time)	Culture & Recreation	lay off	6 months	Oct. 2/83
Mr. Walter Smith	Monitor (temp./part-time)	Culture & Recreation	lay off	6 months	Oct. 30/83
Mr. Bruce Washington	Monitor (temp./part-time)	Culture & Recreation	lay off	6 months	Oct. 8/83
Miss Carolyn Bishop	General Assistant (temp./part-time)	Culture & Recreation (Dundurn Castle Division)	resigned	8 1/2 months	Oct. 16/83

November 23, 1983

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Miss Linda Gubbins	General Assistant (temp./part-time)	Culture & Recreation (Dundurn Castle Division)	resigned	2 years & 4 1/2 mo.	Oct. 2/83
Miss Rita Ladjansky	General Assistnat (temp./part-time)	Culture & Recreation (Dundurn Castle Division)	resigned	7 1/2 months	Oct. 2/83

November 23, 1983

REPORT OF THE SPECIAL HARBOUR COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Special Harbour Committee presents its SIXTH Report and respectfully recommends:-

1. That the City Solicitor, working in conjunction with the City's retained accountants, Peat, Marwick, Mitchell & Co., on Harbour matters;

   (a) Prepare a proposal on how the City might approach the question of determining surplus profits from the operation and management of the Hamilton Harbour by the Hamilton Harbour Commissioners.

   (b) Prepare a report on how the Court decision which established the fact that the Hamilton Harbour Commissioners are acting as trustees for the City could best be implemented, so as to establish a basis on which the Harbour Commission and the Council can work together.

RESPECTFULLY SUBMITTED,

_____

ALDERMAN H. MERLING,
CHAIRMAN.

K. E. Avery, Acting Secretary,
November 11, 1983.

Urb | Mun Agenda
Bulletin Board

Bill No. A-68

THE CORPORATION OF THE CITY OF HAMILTON

DEC 09 - 1983

BY-LAW NO. 83 -

TO AMEND

BY-LAW NO. 80 - 239

RESPECTING

LOCAL IMPROVEMENTS ON
UPPER WENTWORTH STREET, WEST SIDE

WHEREAS By-law No. 80-239 passed on the 26th day of Auugst, 1980, pursuant to an Order of the Ontario Municipal Board, dated the 30th day of July, 1980 (File No. E 80860) authorized the construction of the local improvements aforesaid under Section 12 of The Local Improvement Act;

AND WHEREAS it is intended to amend By-law No. 80-239 to provide for a specific referral to the actual local improvement.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 80-239 is amended by inserting "of an independent concrete walk" after the word "construction" in the first line.

PASSED this day of A.D. 1983.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 83 -

TO AMEND

BY-LAW NO. 81 - 109

RESPECTING

LOCAL IMPROVEMENTS ON
GUELPH STREET, CANNON STREET EAST AND BLYTHE STREET

WHEREAS By-law No. 81-109 passed on the 31st day of March, 1981, pursuant to an Order of the Ontario Municipal Board, dated the 26th day of February, 1981 (File No. E 8190) authorized the construction of the local improvements aforesaid under Section 11 of The Local Improvement Act;

AND WHEREAS it is intended to amend By-law No. 81-109 to provide that the local improvements were undertaken under Section 11 of The Local Improvement Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Paragraph 1 of the heading is amended by striking out "without petition under Section 12 of The Local Improvement Act" in the first, second and third lines.

(2) Paragraph 2 of the heading is amended by striking out "by the abutting owners" in the second line and inserting in lieu thereof "upon petition made upon Section 11 of The Local Improvement Act".

2. The first four preamble paragraphs are deleted and the following are substituted therefore:

"WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 3rd Report of the Transport and Environment Committee on the 27th day of January, 1981;".

3. Section 2 of the said By-law is amended by striking out the word "foot" in the third and fourth lines and substituting in lieu thereof the word "metre".

PASSED this day of A.D. 1983.

City Clerk Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 83-

To Widen Caroline Street by incorporating therein a strip of land approximately 10' in width, together with a daylight triangle at the corner of Caroline Street and Hunter Street

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Caroline St. by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Caroline St.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 19

City Clerk Mayor

SCHEDULE "A"

Those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and being composed by part of Lot 14 fronting on Jackson Street and part of Lot 14 fronting on Hunter Street being in the block bounded by Caroline, Hunter, Hess and Jackson Streets according to an Unregistered Plan known as G. S. Tiffany Survey and more particularly described as Part 1 according to a reference plan received and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 62R-2811.

Bill No. A-71

By-law No. 83 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by adding to Section 5 (One Hour Limit) the following item, namely;-

"Lansdowne	South	Sherman to a point 132 feet east".

2. Schedule 25A (Parking Time Limits) is hereby amended by adding to Section 5 (One Hour Limit) the following item, namely:-

"Napier	South	Caroline to 101 feet west".

3. Schedule 26 (No Parking Areas) is hereby amended:

(a) by adding to Section A (No Parking Anytime) the following item, namely:-

"Hess	West	commencing at a point 65 feet north of King to a point 28 feet northerly therefrom".

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"Hunter	North	39 feet	73 feet west of Caroline	Anytime".

4. Schedule 34 (Sticker Permit Parking) is hereby amended by adding thereto the following item, namely:-

"Napier	South	commencing at a point 101 feet west of Caroline to Hess".

PASSED this day of , A.D. 1983.

City Clerk Mayor

(1983) 21 R.T.E.C. 33, November 29

Bill No. A-72

By-law No. 83 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by adding thereto the following item, namely:-

"Melvin	Westbound	Shelby
Upper Horning	Southbound	Upper Horning/Elmira
Elmira	Westbound	Upper Horning/Horning
Horning	Northbound	Elmira/Upper Horning
Upper Horning	Eastbound	Upper Horning/Horning".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Hunter	North	commencing at a point 159 feet west of Caroline to a point 78 feet westerly therefrom
Marion	West	South Oval to a point 72 feet south".

PASSED this day of , A.D. 1983.

City Clerk Mayor

(1983) 21 R.T.E.C. 33, November 29

Bill No. D-167

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 83-112

Respecting:

LAND LOCATED AT MUNICIPAL NO. 56 FREDERICK AVENUE

WHEREAS By-law No. 83-112, passed on the 12th day of April, 1983, rezoned the property at No. 56 Frederick Avenue from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "G" (Neighbourhood Shopping Centre, etc.) district, and provided for residential uses and limited commercial uses in accordance with Official Plan Amendment No. 1, approved by the Minister on July 20, 1983;

AND WHEREAS the Ontario Municipal Board, upon agreement of counsel for the objector and counsel for the City of Hamilton, and with the agreement of Mr. Robert Aceti representing the owner of the property, Catherine Lucelle Aceti, on September 28, 1983 approved By-law No. 83-112 subject to an amending By-law as council may enact, deleting the "pharmacy" use from the list of limited commercial uses set out in By-law No. 83-112, said amending By-law to be approved without further notice or hearing;

AND WHEREAS it is the intention of this by-law to give effect to the Board's Oral Decision.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 6 of subclause (ii) of clause (a) of section 2 of By-law No. 83-112 is repealed.

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-816a".

3. Sheet No. E-54 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 83-112, "S-816a".

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 6 R.P.D.C. 1(b,c), March 8
C. L. Aceti, Owner
ZA-82-46

Bill No. D-168

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Designate:

An Improvement Area

GENERALLY COVERING CONCESSION STREET BETWEEN EAST 18th STREET AND EAST 25th STREET

WHEREAS subsection 1 of section 217 of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may pass by-laws designating an area as an improvment area;

AND WHEREAS an objection was received on October 24, 1983 pursuant to the Notice of Intention to Designate the Improvement Area sent on August 22, 1983 in accordance with subsection 217(2) of The Municipal Act;

AND WHEREAS the petition objecting to the passing of the by-law does not represent a sufficient petition under section 217(3) of The Municipal Act in that it was not signed by at least one-third of the persons entitled to the Notice and representing at least one-third of the assessed value of the land in the area that was used as the basis for computing the business assessment and was not received by the Clerk within two months next following the latest date of the mailing of the Notice;

AND WHEREAS the said petition does not represent a sufficient petition under section 217(4) of The Municipal Act in that the objection was not received by the City Clerk within thirty days next following the latest date of mailing of the Notice and the objector did not fall within the one-third requirement referred to in section 217(3) of the said Act;

AND WHEREAS it is intended to pass a by-law designating the said area in accordance with subsection 1 of section 217 of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area more particularly described in Schedule "A" and shown on Schedule "B" is hereby designated as an improvement area.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 16 R.P.D.C. 28, July 26
City Initiative

SCHEDULE "A"

Description of Concession Street
Business Improvement Area

Those lands and premises located in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, Province of Ontario and described as follows:

Commencing at the intersection of the southern limit of Concession Street with the western limit of East Nineteenth Street.

Thence westerly along the said southern limit of Concession Street to its intersection with the southerly production of the western limit of Lot 56, Registered Plan No. 384.

Thence to and along the last mentioned limit to the north-west corner of the said Lot 56, Registered Plan No. 384.

Thence easterly along the northern limit of Lots 56 and 55, Registered Plan No. 384 to the northeast corner of the said Lot 55, being a point in the western limit of Lot 1, Registered Plan No. 11.

Thence northerly along the western limit of said Lot 1 to the northwest corner thereof.

Thence easterly along the northern limit of Lots 1, 2, 3, 4 and 5, Registered Plan No. 11 and the easterly production to the northeast corner of the lands known as No. 473 Concession Street.

Thence southerly to the northwest corner of the lands known as No. 477 Concession Street.

Thence easterly along the northern limit of the lands of No. 477 Concession Street to the northeast corner thereof, being a point in the western limit of Lot 6, Registered Plan No. 11.

Thence northerly along the last mentioned limit to the northwest corner of said Lot 6, Registered Plan No. 11.

Thence easterly along the northern limit of Lots 6, 7, 8 and 9 to a point distant ten feet (10') measured westerly from the southeast corner of Lot 14, Registered Plan No. 11.

Thence northerly parallel to the eastern limit of said Lot 14 to Alpine Avenue.

Thence easterly along Alpine Avenue to a point in Upper Wentworth Street.

Thence southerly along the said Upper Wentworth Street to its intersection with the westerly production of the northern limit of Lot 69, Hamilton Mountain Park Survey, Registered Plan No. 361.

Thence easterly to and along the said northern limit of Lot 69 to the north east corner thereof, said corner also being the south east corner of Lot 68, Registered Plan No. 361.

Thence northerly along the eastern limit of Lots 68 and 67 to the north east angle thereof, said angle also being the south west angle of Lot 122, Registered Plan No. 388.

Thence easterly along the southern limit of said Lot 122 to the northeast corner of lands known as No. 529 Concession Street.

Thence southerly to the northwest corner of lands known as No. 533 Concession Street.

Thence easterly along the northern limit of the said lands of No. 533 Concession Street to its intersection with the eastern limit of Summit Avenue, being the western limit of Lot 71, Registered Plan No. 388.

Thence northerly along the said eastern limit of Summit Street to the northwest corner of the said Lot 71, Registered Plan No. 388.

Thence easterly along the northern limit of Lots 71, 72 and 73 to the northeast corner of Lot 73, Registered Plan No. 388.

Thence southerly along the eastern limit of said Lot 73 a distant of twenty feet (20') to a point.

Thence easterly and parallel with the northern limit of Concession Street to a point in Cliff Avenue.

Thence southerly along Cliff Avenue to its intersection with the westerly production of the northern limit of the lands known as No. 569 Concession Street.

Thence easterly to and along the last mentioned limit and its easterly production to the southeast corner of the lands known as No. 39 Cliff Avenue.

Thence northerly eighteen feet (18') to a corner of the said lands of No. 39 Cliff Avenue.

Thence easterly and parallel with the northern limit of Concession Street fifteen feet (15') to a point.

Thence northerly to the northern limit of Lot 78, Registered Plan No. 388.

Thence easterly along the northern limit of Lots 78, 79, 80 and 81, Registered Plan No. 388 and its easterly production to the eastern limit of Hamilton Avenue being the western limit of Lot 18, Registered Plan No. 361.

Thence southerly along the last mentioned limit to a point distant ninety feet (90') measured northerly from the southwest corner of the said Lot 18.

Thence easterly parallel with the northern limit of Concession Street one hundred and sixty feet to a point.

Thence southerly and parallel with the said eastern limit of Hamilton Avenue, sixty feet (60') to a point.

Thence easterly and parallel with the northern limit of Concession Street to its intersection with the eastern limit of Viewpoint Avenue.

Thence southerly along the said eastern limit of Viewpoint Avenue to the northern limit of Concession Street.

Thence easterly along the northern limit of Concession Street to the western limit of Poplar Avenue.

Thence southerly along the southerly production of Poplar Avenue to its intersection with the easterly production of the southern limit of Lots 1, 2 and 3, Registered Plan No. 700.

Thence westerly to and along the said southern limit of Lots 1, 2 and 3 to the southwest corner of Lot 3 thereof.

Thence westerly in a straight line to the most north easterly corner of Lot 84, Registered Plan No. 435, being a point in the southern limit of a twelve foot (12') alley.

Thence westerly along the southern limits of the said alley and the alleys shown on Registered Plans No. 435 and 474 to the eastern limit of East 21st Street.

Thence southerly along the said eastern limit of East 21st Street to its intersection with the easterly production of the southern limit of Lot 62, Registered Plan No. 474.

Thence westerly to and along the southern limit of the said Lot 62 and its westerly production to the easterly limit of Lot 7, being the western limit of an alley, Registered Plan No. 474.

Thence northerly along the eastern limit of Lots 6 and 7 to a point distant fourteen feet (14') measured northerly from the north east corner of said Lot 7, Registered Plan No. 474.

Thence westerly and parallel with the northern limit of said Lot 7 to a point in Upper Wentworth Street.

Thence southerly along Upper Wentworth Street to its intersection with the easterly production of the southern limit of Lot 13, Registered Plan No. 372.

Thence westerly to and along the said southern limit of Lot 13 and its westerly production to the western limit of an alley, being the eastern limit of Lot 3, Registered Plan No. 633.

Thence northerly along the eastern limit of Lots 3, 2 and 1, Registered Plan No. 633 to the northeast corner of the said Lot 1.

Thence along the northern limit of the said Lot 1 and its westerly production to its intersection with the western limit of East Nineteenth Street.

Thence northerly along the western limit of the said East Nineteenth Street to the point of commencement.

R. Douglas.

Ontario Land Surveyor

Dated at Hamilton
this 25th day of July, 1983.

SCHEDULE "B"

WENTWORTH
STREET
FIRST
SECOND
THIRD
FOURTH
FIFTH
SIXTH
TWENTY SEVENTH
SUMMIT
AVENUE
HAMILTON
VIEWPOINT
POPLAR
MOUNTAIN
SHERMAN
ACCESS
CONCESSION
PARK
AUDREY
E/S 67
E/S 250
W/S 632
G-3

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Repeal:

By-law No. 82-142

Respecting:

LAND LOCATED AT MUNICIPAL NO. 51 EAST BEND AVENUE SOUTH

WHEREAS By-law No. 82-142, passed on the 29th day of June, 1982, authorized the demolition and clearing of buildings, structures, debris or refuse on land at No. 51 East Bend Avenue South;

AND WHEREAS demolition of the buildings and structures at No. 51 East Bend Avenue South has been completed and the land cleared;

AND WHEREAS the authority in the said by-law is no longer necessary.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 82-142 is repealed.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 21 R.P.D.C. 12, October 25

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 19 RYMAL ROAD EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, (now section 40 of The Planning Act, R.S.O. 1980, Chapter 379), established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

67. Land located at Municipal No. 19 Rymal Road East, shown on Appendix 67 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 67.

PASSED this day of A.D. 19 83.

City Clerk Mayor

(1983) 21 R.P.D.C. 3(c), October 25
Ronald J. Creighton, Owner
Amended ZA-83-47



LEGEND

Lands designated under this by-law as an area of Site Plan Control pursuant to Section 40 of The Planning Act 1983.

Appendix 67 to By-law No. 79-275.

THIS IS SCHEDULE "A" TO BY-LAW NO.83-
PASSED THE DAY OF

Clerk

Mayor

Bill No. D-171

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF RYMAL ROAD EAST, BETWEEN UPPER GAGE AVENUE AND UPPER OTTAWA STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593 is amended,

   (a) by changing from "L-c" (Planned Development - Commercial) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

   (a) a landscaped area not less than 3.0 metres wide shall be provided and maintained on the lot along the northerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" district provisions as varied by the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-849".

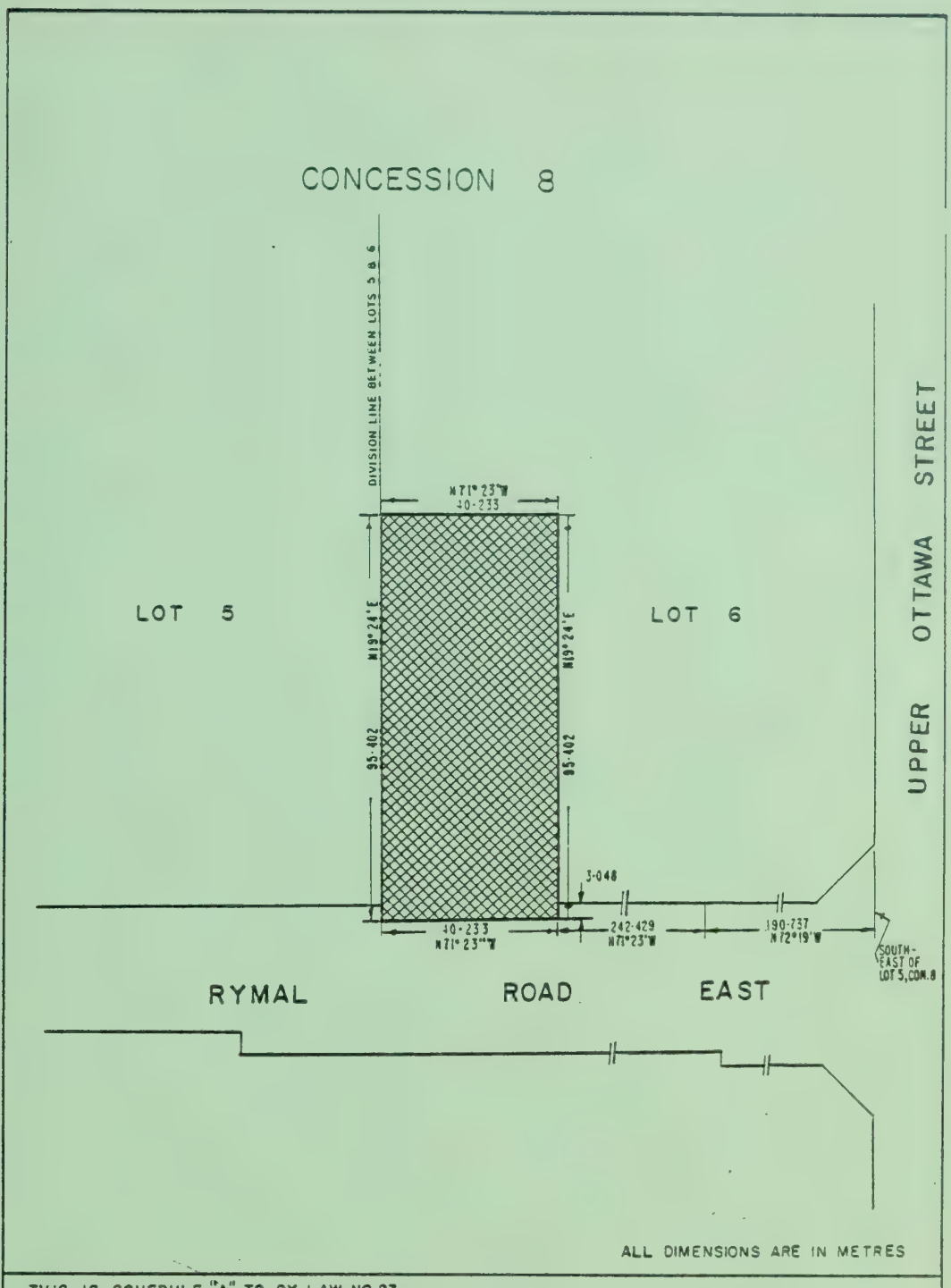
5. Sheet No. E-49D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-849".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 21 R.P.D.C. 2, October 25
First Pioneer Investments, Ltd., Owner
ZA-83-44



THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 83-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

CHANGE IN ZONING FROM "L-C" (PLANNED DEVELOPMENT - COMMERCIAL) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT.

North	Scale	Reference File No.
	N. T. S.	ZA-83-44
	Date	Drawing No.
	83-10-20	

Bill No. D-172

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 80, 84, and 88 CENTURY STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

   (a) in accordance with section 38 of The Planning Act, 1983, the land may be used temporarily for the parking of motor vehicles for a period not exceeding three years from the day of the passing of this by-law.

2. No building or structure shall be erected, altered, extended, or enlarged, nor shall any building or part thereof be used, nor shall any land be used, except in accordance with the "D" district provisions as varied by the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-735a".

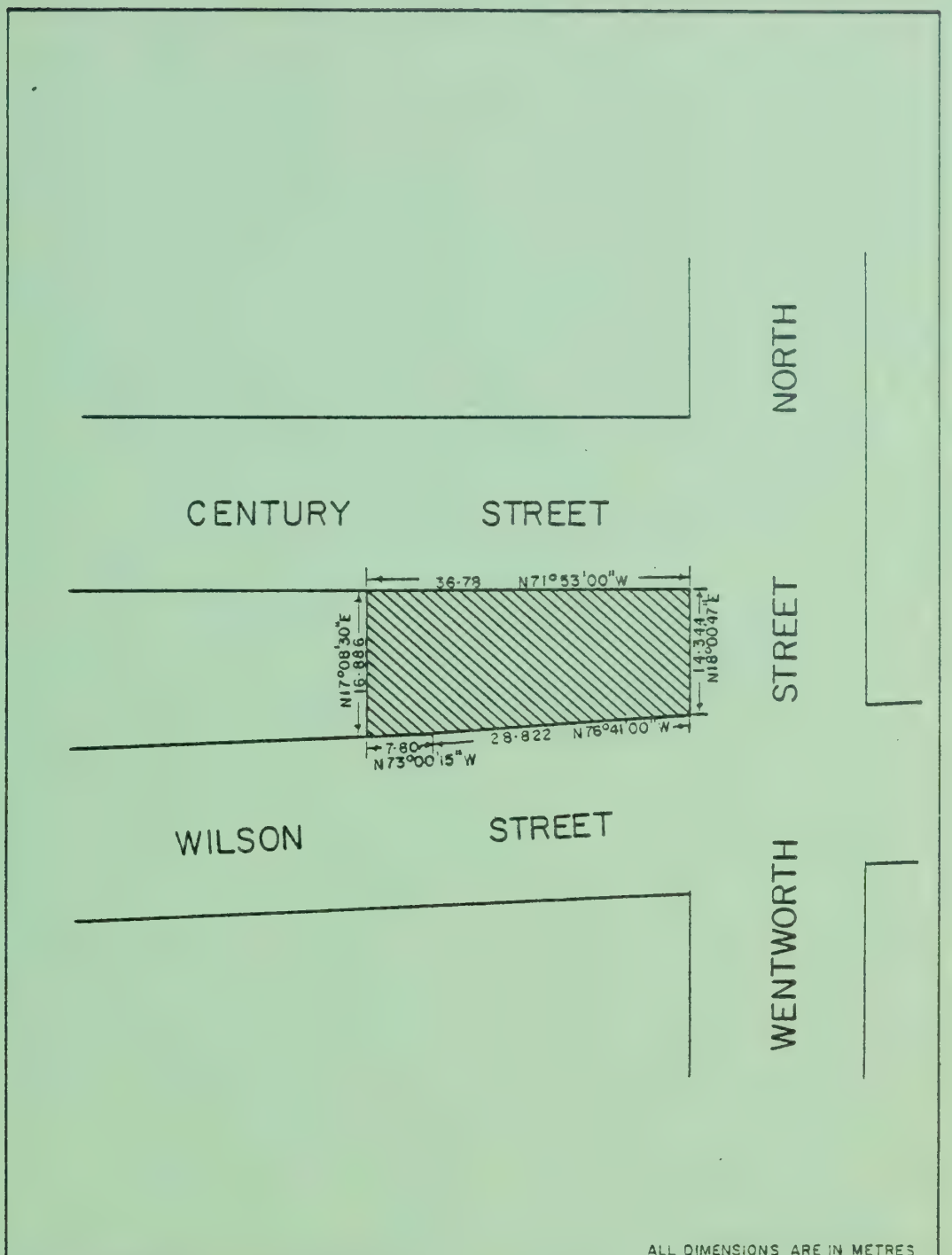
4. Sheet No. E-13 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-735a".

4. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 21 R.P.D.C. 1, October 25
City of Hamilton, Owner
City Initiative 83-L



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 83-

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T. S.	C1. 83-L
	Date	Drawing No.
	83-10-21	

Bill No. D-173

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

By-law No. 83-240

Respecting:

LAND LOCATED AT THE WELLINGTON STREET MARINE TERMINAL

WHEREAS By-law No. 83-240, passed on the 27th day of July, 1983, rezoned land in the East Harbour and West Harbour;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

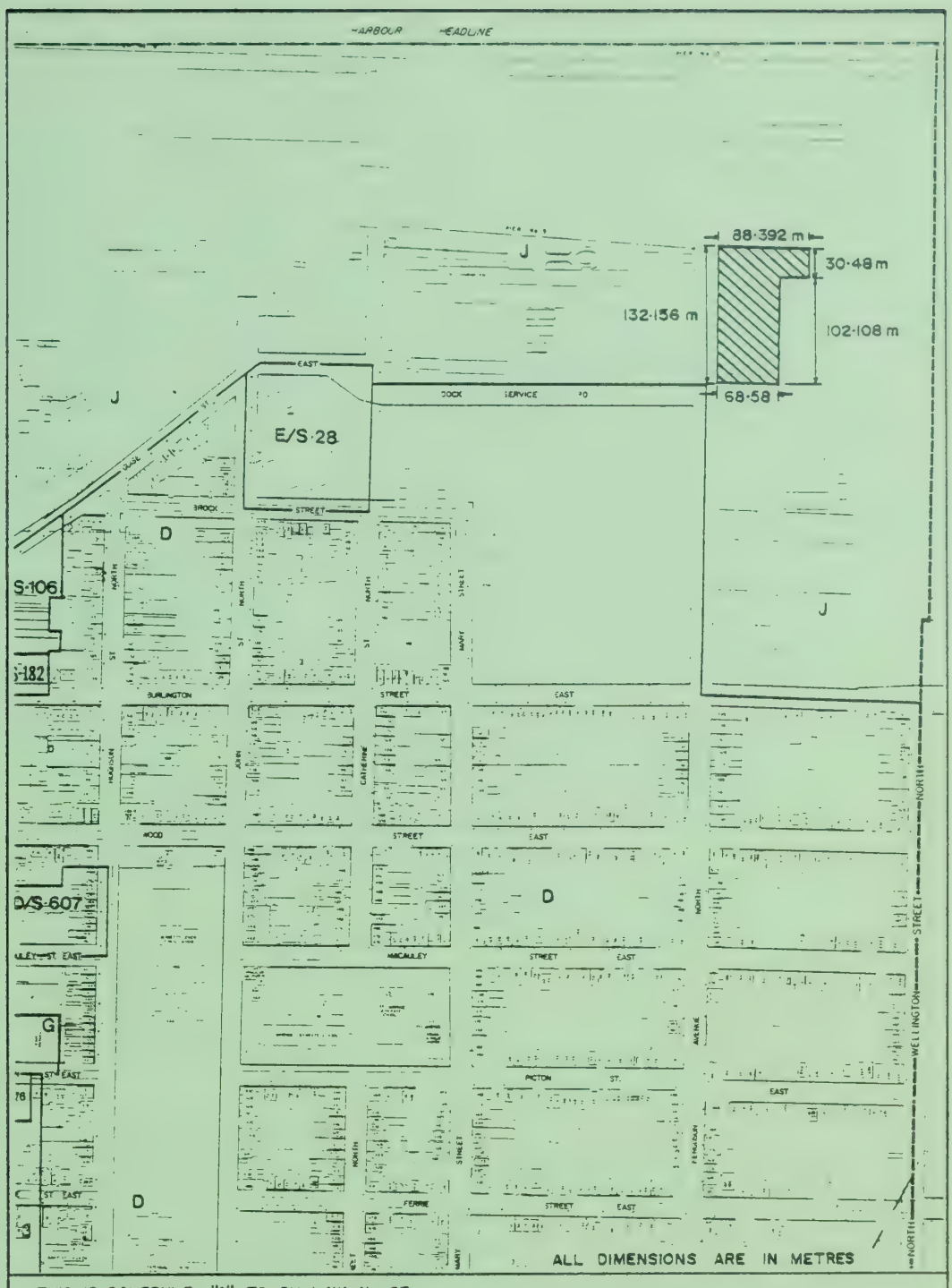
1. By-law No. 83-240 is amended by deleting from Schedule "A3" annexed thereto, the land shown on Schedule "A" hereto annexed and forming part of this by-law.

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

City Initiative 81-K
(1983) 23 R.P.D.C. 2, November 29



THIS IS SCHEDULE "A" TO BY-LAW No. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY-LAW No. 83-

TO AMEND BY-LAW No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands to be deleted from Schedule "A3" to By-Law No. 83-240

North	Scale	Reference File No.
	1:5000	C.181-K
	Date	Drawing No.
	November, 1983	83-H-130

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 42 ONTARIO AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

   (a) notwithstanding clause 10(1)(i) of By-law No. 6593, a residential care facility may provide for the accommodation of not more than 9 residents;

   (b) subsection 10(7) of the said by-law shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, as varied by the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-848".

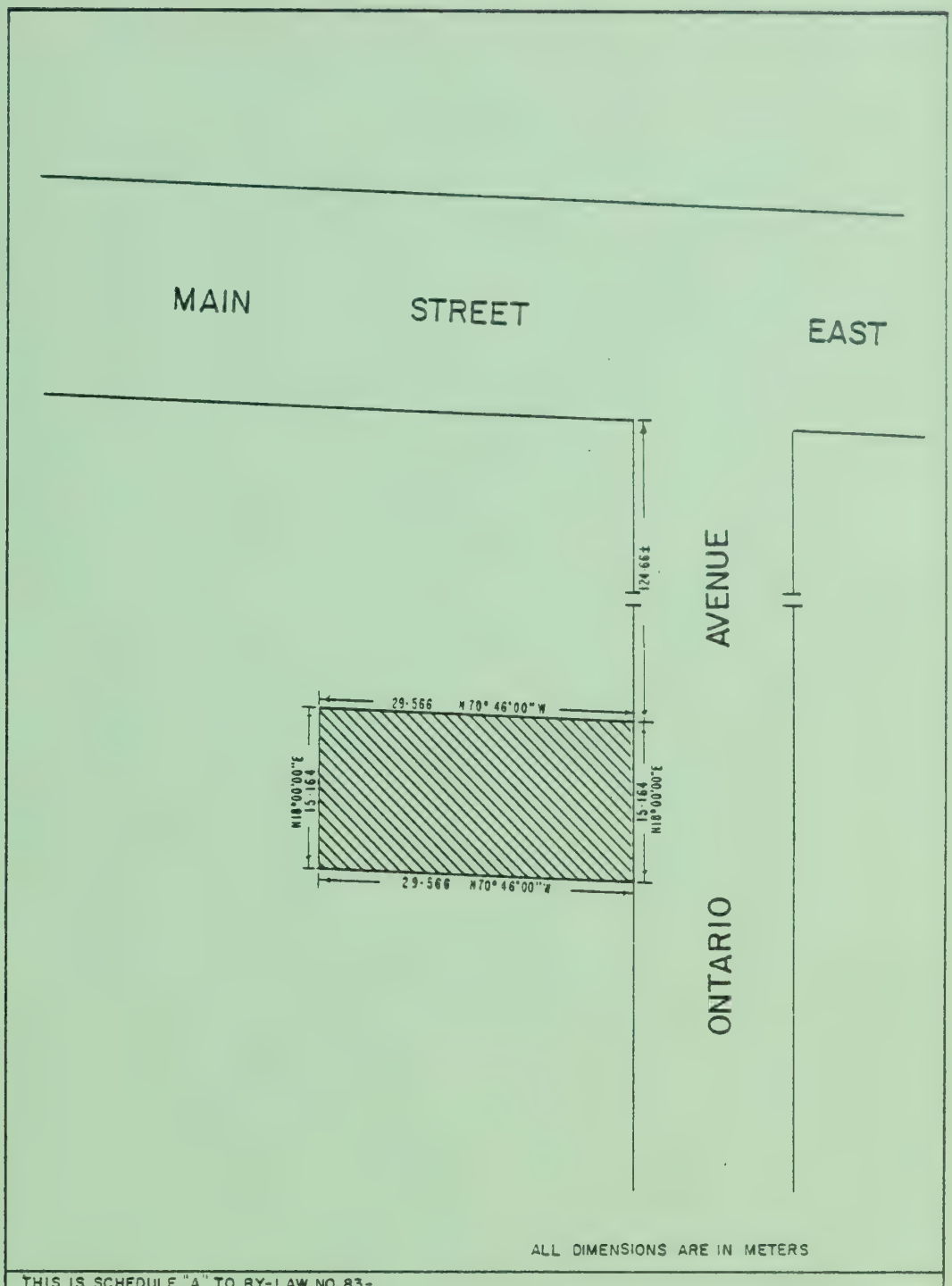
4. Sheet No. E-14 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-848".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 22 R.P.D.C. 3, November 8
Boris and Danica Dokic, Owners
ZA-83-37



ALL DIMENSIONS ARE IN METERS

THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY - LAW NO. 83-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T S	ZA 83-37
	Date	Drawing No.
	83-11-2	

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 236-238 BRUCEDALE AVENUE EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, aproved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"H"** (Community Shopping and Commercial, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

   (a) notwithstanding subsection 14(1) of By-law No. 6593, the following

      (i) **COMMERCIAL USE** shall be permitted within the building existing on the land on the date of the passing of this by-law:

         1. The wholesaling and servicing of hearing aids and hearing aid accessories.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions as varied by the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-846".

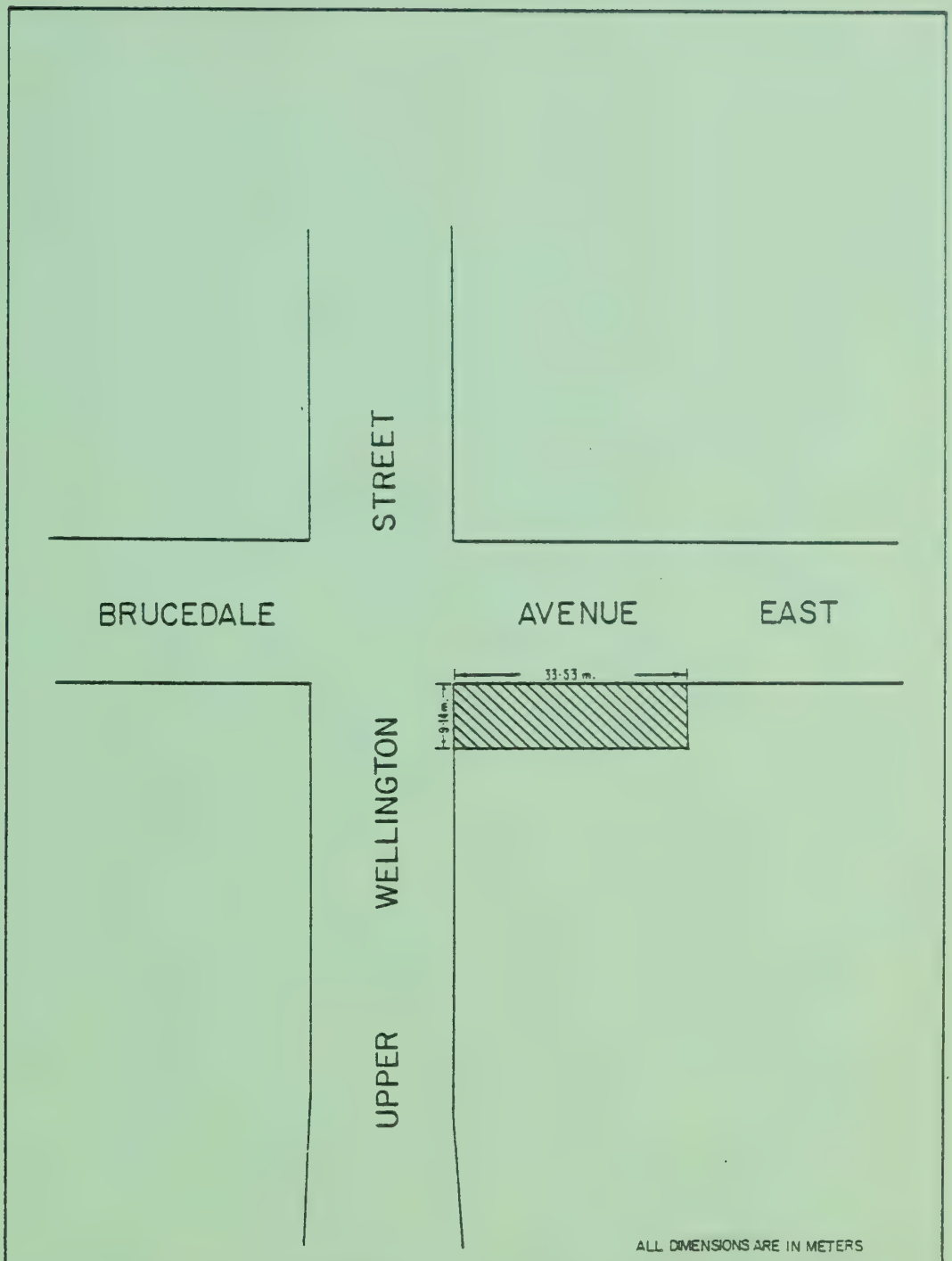
4. Sheet No. E-16 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-846".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 22 R.P.D.C. 1, November 8
Hearing Aid Dealers Supply (1981) Ltd., Lessee
ZA-83-52



THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 83-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T. S.	ZA 83-52
	Date	Drawing No.
	83-11-3	

Bill No. D-176

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 904 KING STRET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

   (a) notwithstanding clause 14(1)(iiib) of By-law No. 6593, a residental care facility shall be permitted within the existing building for not more than twenty residents of at least 60 years of age who cannot be cared for or live at home without supervision or assistance; and

   (b) subsection 14(7) of the said by-law shall not apply; and

   (c) not less than one off-street parking space for every three residents accommodated in the residential care facility shall be provided and maintained on the same lot.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, as varied by the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-847".

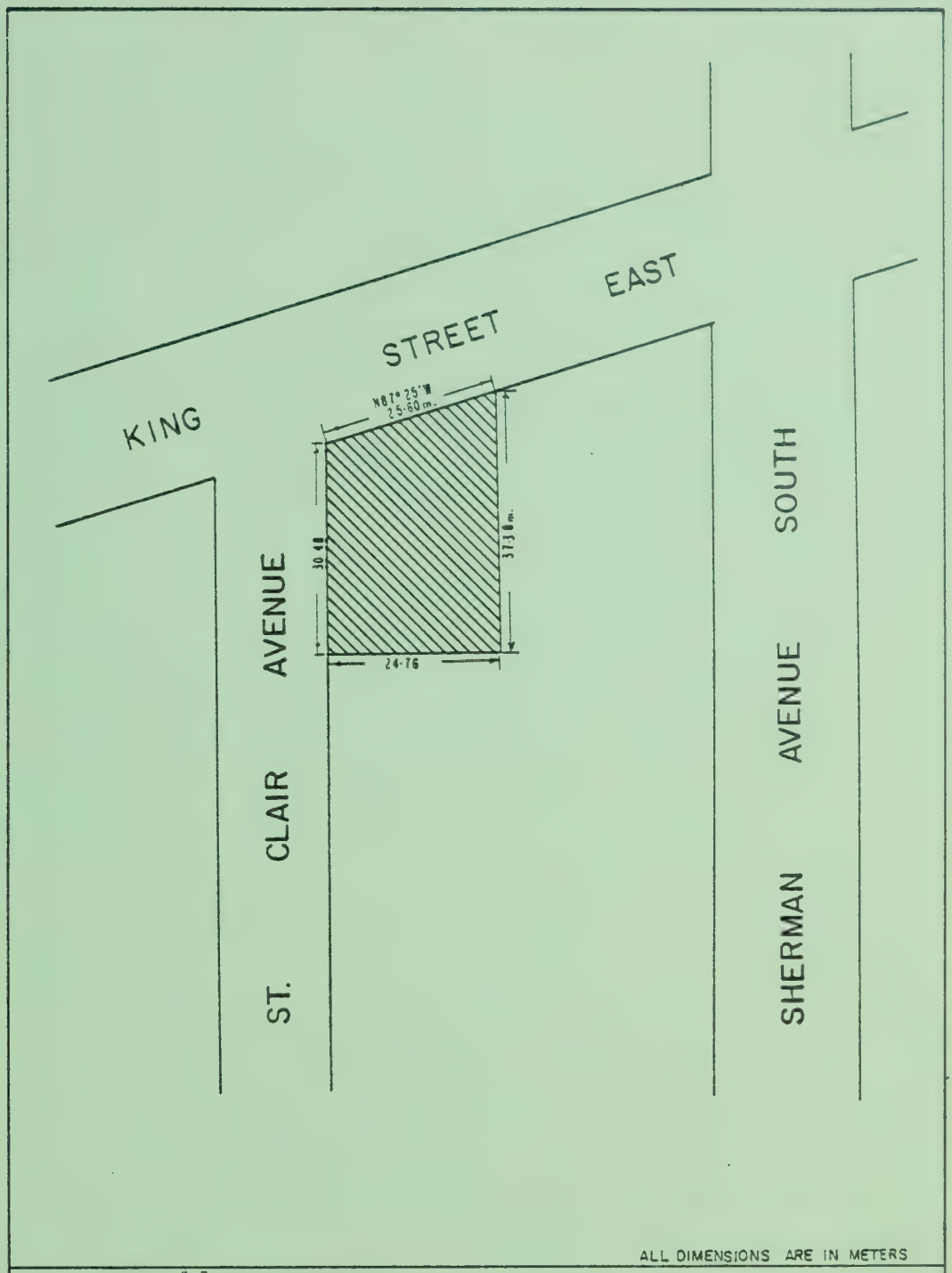
4. Sheet No. E-22 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-847".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 22 R.P.D.C. 2, November 8
Galmar Investments, Prospective Owner
ZA-83-55



ALL DIMENSIONS ARE IN METERS

THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 83-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T. S.	ZA 83-55
	Date	Drawing No.
	83-11-3	

Bill No. E-34

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Licensing By-law No. 79-323

Respecting:

CLASS "C" CARTAGE VEHICLES FEES

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 5 of the said by-law provides, in accordance with The Municipal Act, R.S.O. 1970, Chapter 284, section 377, paragraph 1, (now R.S.O. 1980, Chapter 302, section 277, paragraph 1), for the licensing, regulating and governing of cartage vehicles;

AND WHEREAS the said section 277, paragraph 1 provides for the licensing, regulating and governing of any class or classes of cartage vehicles;

AND WHEREAS By-law No. 83-261, passed on the 31st day of August, 1983, established classes of licences and fixed the fees therefor;

AND WHEREAS it is intended to change the fees as hereinafter set out.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (b) of paragraph 2 of section 10 of Schedule 5 of By-law No. 79-323, as amended by section 3 of By-law No. 83-261, is amended by striking out "$15.00" and inserting in lieu thereof "$50.00".

2. Clause (d) of paragraph 2 of section 10 of Schedule 5 of By-law No. 79-323, as amended by section 3 of By-law No. 83-261, is amended by striking out "$15.00" and inserting in lieu thereof "$50.00".

3. (1) Section 2 of By-law No. 83-261 is amended by inserting after "Section 3" at the beginning thereof "of Schedule 5 of the said by-law".

(2) Section 4 of By-law No. 83-261 is amended by inserting after "Section 10" at the beginning thereof "of Schedule 5".

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 20 R.L.C. 5, October 25

Bill No. E-35

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF November A.D., 1983.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of November A.D., 1983.

City Clerk Mayor

CA4 ON HBL A05
~~A21~~
A31

DEC 13 1983

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, December 13, 1983
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer

2. Presentation of Certificates of Recognition - Normanhurst Neighbourhood

3. Minutes of Previous Meeting held November 29-30, 1983

4. Correspondence - attached

   (a) Hamilton Hydro Electric System
   (b) Town of Ancaster
   (c) Mayor R. M. Morrow, enclosing letter from Philpott Memorial Church
   (d) The Royal Connaught Hotel

5. Reports of Standing Committees - attached

   A Transport and Environment Committee
   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee
   F Personnel Committee

6. Notice of Motion given at previous meeting - attached

   (a) Alderman T. Murray

7. Notices of Motion for next meeting

8. First reading of Bills

9. Second reading of Bills - Committee of the Whole

10. Third reading of Bills

11. Question period

12. Adjournment

CORRESPONDENCE

4 (a)

CHESLEY K. EARLE, P.ENG., GENERAL MANAGER
TELEPHONE (416) 522-6611

T. W. WOODHOUSE, P.ENG.
ASSISTANT GENERAL MANAGER
W. A. THOMAS, P.ENG
CHIEF ENGINEER
W. C. COOPER, R.I.A
SECRETARY-TREASURER

DEC 2 1983

HAMILTON HYDRO-ELECTRIC SYSTEM

55 JOHN STREET NORTH, HAMILTON, ONT. L8N 3E4

December 1, 1983

The Council of The Corporation
of The City of Hamilton
c/o Mr. E. A. Simpson, City Clerk
City Hall
71 Main St. West
Hamilton, Ontario
L8N 3T4

Dear Members of Council:

We have been advised by Ontario Hydro that on January 1, 1984 our cost of power will be increased by approximately 7.8%.

This increase to our cost of power purchased will be in excess of $13,000,000.00 on our expected load in 1984. Because of this estimated additional cost our Commission has requested approval from Ontario Hydro for a retail rate increase. This is in accordance with and required by the Power Corporation Act.

To cover this additional cost for power we have requested an overall increase of approximately 7.4% during 1984. This is necessary as about 90% of our total operating expense is for the cost of power.

The increase will apply to accounts rendered on and after February 1, 1984, with the exception of bi-monthly residential accounts billed on and after February 1st, up to and including February 28th which will bear one-half the regular increase for this month only. This exception is an endeavour to keep the new rates from being levied on any portion that might be considered 1983 consumption.

The increase to the average residential customer will be approximately $2.30 per month.

Sincerely,

C. K. Earle

General Manager
THE HYDRO-ELECTRIC COMMISSION
of the City of Hamilton.

CKE/rs

NOV 28 1983

4(b)

TOWN OF ANCASTER

300 WILSON STREET EAST, ANCASTER, ONTARIO - L9G 2B9 — TELEPHONE 648-4401

November 24, 1983.

Mr. K. E. Avery,
Deputy City Clerk,
City of Hamilton,
City Hall,
71 Main Street West,
Hamilton, Ontario.
L8N 3T4

Dear Sir:

Re: Proposed Provincial Park -
Mountain Brow - Town of Ancaster

Your letter of November 3, 1983, respecting the above-noted subject, addressed to the attention of Her Worship Mayor Ann Sloat, was considered by Council at its Committee of the Whole meeting of November 21, 1983, at which time, the following resolution was passed:

"That this be received and referred to our 1984 budget deliberations."

We will advise you of the action taken respecting this matter at such time as a decision is made by Council in 1984.

Yours very truly,

L. V. Hayden
Town Clerk.

LVH/gf

DEC 6 1983

4(c)

ROBERT M. MORROW
MAYOR



1983 December 5

Mr. E. A. Simpson,
City Clerk.

Dear Mr. Simpson:

Attached please find copy of a letter dated November 21 from Philpott Memorial Church concerning GO Transit.

Would you please have this letter distributed to members of City Council for their information.

Thank you very much.

Yours very truly,

RMM

Robert M. Morrow,
Mayor.

RMM/cd
Attch.

NOV 28 1983 4(a)

"The Church with the Living Message of the Living Christ"

Philpott Memorial Church

DIAL-A-MESSAGE
DAY OR NIGHT
523-7000

PARK ST. AND YORK BOULEVARD - HAMILTON, ONTARIO
L8R 1R6
CHURCH OFFICE: PHONE (416) 527-4802

November 21, 1983

Mayor & City Council
Hamilton City Hall
Hamilton, Ontario

Dear Council:

It has come to our attention that you are considering a possible route for the Go Transit which would have you coming from York Boulevard through the Salvation Arny property and then through our property at Philpott Memorial Church.

This goes against our wishes. We have spent a great deal of time beautifying our church property, which has stood in the centre core of Hamilton over ninety years and we serve a congregation consisting of members from the whole Hamilton area.

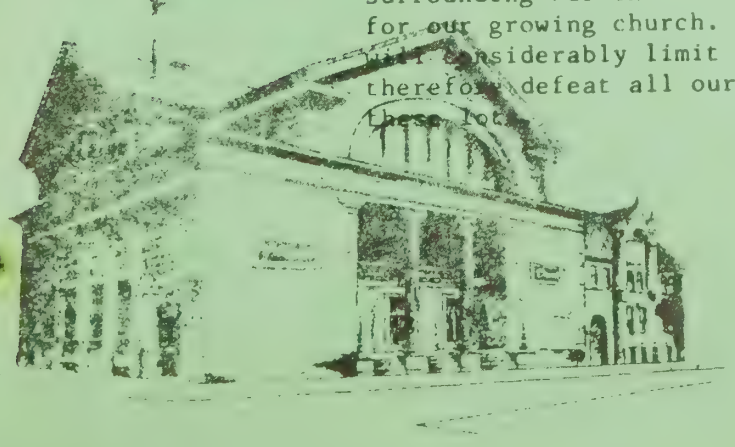
We have many concerns with a proposed project such as this. The following are a few of our major concerns:

1. We feel that the noise factor coming from a transit system such as this will be a deterent to our worship atmosphere. Any time we are having a service and a train comes right behind our sanctuary the spirit of worship cannot be anything but distracted.

2. We are concerned about the vibrations that such a transit train line would have on our building, in particular the sanctuary which is over ninety years old. The church has stood in the downtown area of Hamilton and is a historical site in the area. We feel our concerns about the damage such vibrations would cause would be a very real and pressing issue.

3. Simply from a historical point of view, the 90-year-old structure standing beside a train line is not quite what we believe to be a beautiful sight in our downtown core.

4. Recently we have spent quite a lot of money purchasing the land surrounding our church to provide adequate parking facilities for our growing church. We feel that the building of this rail line will considerably limit our already limited parking spaces, and therefore defeat all our planning and work on the purchase of these lots.



REV. LEWIS H. WORRAD, Jr., M.A., Minister - 527-6755

5. Philpott Memorial Church is in the process of continued growth, and we feel a real need for expansion for our Christian Education needs. We are presently looking at the possibilities of expansion in the near future. If this transit line is built, this would severely hamper our plans for expansion both out and up.

We feel that both the Salavation Army and Philpott Memorial Church are very important institutions in the City of Hamilton, and this proposed Co Transit line would indeed hamper and hinder the progress of both our institutions.

We urge you to consider these factors, and request that you inform us of any meetings of areas of discussion in which this topic would be discussed so that we may make our feelings known.

Yours sincerely,

PHILPOTT MEMORIAL CHURCH,

D. Beasley

Deacons Board

NOV 30 1983

City Clerk - for Council Members ✓ 4-(d)

Copy to:

V. Abraham, Local Planning
J. Thompson, Sec. Planning & Development Comm.
E. Kowalski, Community Development Committee
Secretary, Regional Transit Commission

J. R. Jones
Executive Assistant

The Royal Connaught Hotel

November 21, 1983.

Mayor Morrow and
Members of Council
CITY HALL
71 Main Street West
Hamilton, Ontario L8N 3T4

Dear Mr. Mayor:

As major property owners in the area of King Street East, we should like to convey to you our deep concerns regarding two matters which have come to our attention.

GORE PARK - REMOVAL OF BUSES

We are unequivocally opposed to the removal of buses from the south leg of Gore Park for the following reasons:

a) The associated substantial reduction in human traffic would have a major detrimental effect on businesses in the immediate area.

b) The lack of human traffic after evening rush hour would create perceived problems of safety and security.

c) Such removal is not in keeping with the overall concept of the du Toit study which led to the Downtown Action Plan.

d) We are unaware of any indepth studies regarding economic impact and future development impact, which would enable interested parties to reach a proper conclusion.

GO-ALRT- ROUTE AND TERMINAL LOCATION

In view of the fact that research and analysis is well underway to establish the above and that such establishment:

a) will have major economic, social and environmental, impacts,

b) will have a definite bearing on the location of Bus terminal,

c) will have a definite bearing on parking requirements,

.../2

112 KING STREET, EAST
HAMILTON, ONTARIO
L8N 1A8

GO-ALRT - ROUTE AND TERMINAL LOCATION (cont'd)

d) will require re-aligning of the one-way street system,

e) could lead to the removal of buses from the south leg of Gore Park,

f) will have a strong bearing on linkages with local and regional transit,

and will, therefore, have a major impact on our investments in the City of Hamilton, we are strongly in favour of locating the terminal in an area east of James Street, and north of Main Street.

The area referred to has suffered substantially in recent years due to the vacuum effect of virtually all development having been created west of James Street.

We feel that the location of the GO-ALRT terminal is a keystone in the future development of Downtown Hamilton, and presents a golden opportunity to act as a catalyst for the rejuvenation of the area east of James Street.

Please be kind enough to keep us informed as matters progress.

Yours truly,

Chris Ansley,
President
CITICOM INC.

cc - Alderman Wm. McCulloch, City Hall
Alderman Vince Agro, City Hall
Mr. Paul S. Askie, P. Eng.
Project Manager
GO-ALRT WEST EXTENSION
3625 Dufferin Street
Downsview, Ontario M3K 1Z2

Mr. Roy Bratty, P. Eng.
Project Manager
GIFFELS ASSOCIATES LTD.
30 International Blvd.,
Rexdale, Ontario M9W 5P3

A

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **TWENTY-SECOND** Report for 1983 and respectfully recommends:

1. That:

   i. Council request the Region to **close the SWARU operation** until affordable burn technology is available and in place that will result in provably safe, consistent emission levels and further, will eliminate the fallout of dust and particulate matter.

   ii. City Council request the Region to **conduct a health study** of the residents living within the dioxin fallout area surrounding SWARU.

2. That:

   i. City Council **endorse and support actively a Neighbourhood Watch Program** in the City of Hamilton.

   ii. The area contained within the south side of Charlton, the north side of Hunter, the west side of Locke Street and the east side of Dundurn Streets, be designated as a Neighbourhood Watch Area.

   iii. City Council **endorse the concept of a "Neighbourhood Watch Community"** and that staff be directed to make provision in the 1984 budget for the necessary funds to cover the cost of the purchase, installation and maintenance of Neighbourhood Watch Signs.

3. That the City exercise its option to **extend the contract for the Supply and Installation of Bulk Storage Tanks and Supply and Delivery of Propane Gas** for Brampton Street Yard, Mohawk Avenue Road and Chedoke Workshop, Hamilton, Ontario, awarded to Superior Propane Ltd., by Council December 14th, 1982, from January 1st, 1984 to December 31st, 1984 at 20.6¢ Per Litre.

   NOTE: Only tender received.
   Necessary funding has been provided for in the budget.

4. CANADIAN CORPS OF COMMISSIONAIRES (HAMILTON), Hamilton, Ontario

   To provide **Parking Enforcement services for the Traffic By-law Enforcement** of the Traffic Department, for the year 1984 as follows:

B

	Regular Rate Per Hour	Overtime Rate Per Hour	Holiday Rate Per Hour
Sergeant	$ 8.57	12.87	21.145
Commissionaire	7.68	11.51	19.19

NOTE: The 1984 rates reflect a 5% increase over the 1983 rates paid for this service.

5. That:

   i. **Leasing by the City of lands known as municipal number 27 Limeridge Road West to Lewis & Georgina Hesse and to Betty Ann Christmas be terminated** on one month's notice pursuant to the articles of tenancy dated January 3, 1974 and November 22, 1974 respectively.

   ii. The Legal Department be directed to serve notice of possession accordingly.

   iii. The Traffic Department be directed to post "No Parking" signs on the subject premises.

6. That the **land lease for Building T33 at Hamilton Civic Airport,** previously owned by Interflite Aviation Services Inc. be assigned to Canadian Warplane Heritage Inc., effective September 15, 1983 for the balance of the existing lease term November 29th, 1984, and further to approve Canadian Warplane Heritage Inc. mortgaging their leasehold interest in favour of the Royal Bank of Canada as security for the purchase of Hangar T33. The tenant is to provide all necessary documents for the approval of the City Solicitor.

7. That in accordance with the recommendation of the Fire Department and the Beach Implementation Task Force:

   i. a **parking prohibition** be implemented on the **north side of Kirk Road** between Beach Boulevard and the westerly end, and;

   ii. a parking prohibition be implemented on the **north side of Wark Avenue** between Beach Boulevard and the westerly end, and;

   iii. a parking prohibition be implemented on **both sides of Towers Drive** between Beach Boulevard and the westerly end, and;

   iv. a parking prohibition be implemented on the **north side of Arden Avenue** between Beach Boulevard and the westerly end, and;

   v. a parking prohibition be implemented on the **south side of Clare Avenue** between Beach Boulevard and the westerly end, and;

   vi. a parking prohibition be implemented on the **south side of Knapman Drive** between Beach Boulevard and the westerly end, and;

vii. a parking prohibition be implemented on the **south side of Renfrew Avenue** between Beach Boulevard and a point 85 meters westerly, and;

viii. a parking prohibition be implemented on the **south side of Sierra Lane** between Beach Boulevard and the easterly end, and;

ix. a parking prohibition be implemented on the **south side of Woodland Avenue** between Beach Boulevard and a point 220 feet easterly therefrom, and;

x. a parking prohibition be implemented on the **north side of Dexter Avenue** between Beach Boulevard and the easterly end.

8. That a **parking prohibition be implemented on both sides of Keefer** Court between Kenora Avenue and the easterly end.

9. That a **parking prohibition be implemented on both sides of Goderich Road** between Centennial Parkway and the westerly end.

10. That an **"Alternate Side Parking" regulation be implemented on** Hixon Road between Mount Albion Road and Fairridge Road such that parking will be prohibited:

i. on the south side of the street during the months of December, January, February and March and from the 1st to 15th day of April, May, June, July, August, September, October and November, and;

ii. on the north side of the street from the 16th to last day of April, May, June, July, August, September, October and November.

11. That the **existing stopping prohibition on the west side of Locke Street South,** commencing at Chatham Street and extending to a point 25 feet northerly therefrom **be extended,** such that the prohibition extends to a point 63 feet north of Chatham Street.

12. That:

i. a **stopping prohibition be implemented on the north side of Hixon Road,** commencing at Bettina Avenue and extending to a point 79 feet easterly therefrom, and;

ii. a stopping prohibition be implemented on the north side of Hixon Road, commencing at Bettina Avenue and extending to a point 67 feet westerly therefrom.

13. That the section of **Aberdeen Avenue between James Street South and Bay Street South be deleted from the "through street" system.**

14. That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Kentley Drive, commencing at a point 25 feet east of Crawford Drive, and extending to a point 150 feet easterly therefrom.

B

15. **WHEREAS** staff has received a **request from a representative of the newspaper U.S.A. Today to place newspaper vending boxes on Local Roads,**

IT IS THEREFORE RECOMMENDED that Salidas Enterprises (Canada) distributors of U.S.A. Today be granted permission to place newspaper vending boxes on Local Roads, subject to the policy "Regulating and Control - Newpaper Vending/Distribution Boxes on The Road Allowance" adopted by Council 82 07 27.

16. **WHEREAS** staff is in receipt of a **request by Mr. J. Curley of 356 Cannon Street East, an owner of Property abutting the public assumed alley bounded by Cannon Street, Evans Street, Emerald Street and Tisdale Street, to address his concerns;** and

WHEREAS contraventions are in existence in Streets By-law No. 9329,

IT IS HEREBY RECOMMENDED THAT:

i. **Mr. J. Oliviera, owner of 127 Tisdale Street North, be required to remove the fence and frame garage** that encroach onto the public assumed alley abutting his property by no later than 84 01 05.

ii. **Mr. T. Grekos, owner of 134 Emerald Street North, be required to remove the fence** that encroaches onto the public assumed alley abutting his property by no later than 84 01 05.

iii. That authorization be granted to the City Solicitor to initiate such legal action as may be necessary to protect the City's interests.

iv. In the event that the owners have not commenced removal of these alley encroachments by 84 01 05, the Director of Public Works be authorized to remove the fences and frame garage at the above noted properties, and the expense of so doing be applied to the annual taxes of the owners.

17. That:

i. The submitted schedules for the **estimated cost of services in "Almas Gardens - Phase 4", appended hereto,** as approved by the Commissioner of Regional Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

ii. The approval of the above clause be subject to the condidion that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iii. In the event that the Subdivider wishes to proceed prior to the registration of the Final Plan of subdivision, he should be permitted to do so at this own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

18. That:

i. The submitted schedules for the **estimated cost of services in "Hillside Terrace - Phase 2", appended hereto,** as approved by the Commissioner of Regional Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

ii. The approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iii. In the event that the Subdivider wishes to proceed prior to the registration of the Final Plan of subdivision, he should be permitted to do so at this own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

19. That the City Solicitor be directed **to proceed with the preparation of a By-Law to establish Greenhill Avenue south of King Street** by incorporating Parts 2 and 3 according to Plan 62R-6919 and to apply to the Minister of Housing for approval of the by-law under Section 306(2) of the Municipal Act R.S.O. 1980.

NOTE: The City has acquired through purchase and expropriation must of the lands necessary to establish Greenhill Avenue from King Street to a point approximately 423m southerly. Greenhill Avenue has previously been established by by-law and by Battleridge Survey (Phase I) to a point approximately 335m south of King Strewet. The remaining lands were to be dedicated by a plan of subdivion known as Battleridge (Phase II). This plan of subdivision is about to be registered and there will be no access from the subdivision to King Street unless the City proceeds with the proposed By-law.

20. **WHEREAS** staff has received a **request from Mediacom Inc. for permission to acquire a Local Roads Street Occupation Permit for 1984,**

IT IS THEREFORE RECOMMENDED THAT Mediacom Inc. vehicles be permitted to occupy the roadway and boulevard portions of the road allowance excluding sidewalks, bus stop areas and areas adjacent to fire hydrants, for sign erection, cleaning and maintenance purposes only provided that:

i. The applicant complies with all the requirements of Streets Use By-Law No. 9329 and any other conditions that may be set out by the Commissioner of Engineering.

ii. The applicant agrees not to occupy any part of the roadway during peak periods in contravention of signed No Stopping Zones, either permanent or time-regulated restricitons.

iii. The applicant contact the Hamilton Street Railway informing them of any work required to be carried out in bus stop areas prior to commencing his work.

iv. The applicant agrees that should it be necessary to park on the sidewalk and/or boulevard, that a minimum of 1.5m width for pedestrians be maintained (3.0m on King Street between Bay Street and Mary Street). The sidewalk and boulevard are to be protected by planking at least two inches (2") thick.

v. The applicant indemnifies and saves the City harmless from all actions, causes of action, interésts, claims, demands, costs, damages, expenses and loss.

vi. The applicant provide proof of liability insurance to the Commissioner of Engineering in the amount of $1 000 000 naming the City of Hamilton as an added insured party with a provision for cross liability.

B

vii. In the event that the applicant cannot comply completely with provisions (ii) and (iv) above, it is required that prior to commencing any work, he must contact the City of Hamilton Traffic Department to obtain a Streets Barricading Permit.

21. That:

i. An annual fee of **$20 to cover the cost of insurance, billing and processing be charged for inadvertent encroachments.**

ii. No additional annual fees over and above the direct costs to the City as outlined in (i) above be charged for inadvertent encroachments.

iii. The Legislation Committee be requested to consider recommending to Council that the Province be petitioned to amend the appropriate legislation to exempt highways from assessment no matter what the use of the highway.

iv. The City Treasurer be directed to continue billing of all existing agreements for which a $10 fee is being collected for insurance purposes.

22. **WHEREAS** staff has received an **application from American Can Canada Inc. for an annual overload permit** to operate two tractor-trailer units transporting steel coils over the following City Streets:

Birge Street
Depew Street
Beach Road

IT IS THEREFORE RECOMMENDED THAT American Can Canada Inc. be given an annual overload permit for the year 1984 for each of the vehicles for a total fee of $1 122, and

As the routes these vehicles are travelling are 90% Regional Roads and 10% City Streets,

IT IS FURTHER RECOMMENDED THAT 10% or $112 be credited to City of Hamilton Account No. 0310-1919.

23. That the City Solicitor be authorized and directed to **prepare a By-law to establish Studholme Road as road allowance** shown as Parts 1 and 2 on Plan RC-H-225 Surveys.

NOTE: Studholme Road from Aberdeen Avenue to approximately 227m west of Beddoe Drive is City-owned property and is being used by the public, but it has never been established as a street by By-law.

24. That leave be granted to introduce the following bills:

(a) A-73 By-law to close and sell Alpha Street, from Burlington Street to C.N. Right-of-Way

(b) A-74 By-law respecting the construction of local improvements on Upper Kenilworth Avenue

(c) A-75 By-law to amend By-law No. 66-100 to Regulate Traffic

(d) A-76 By-law to amend By-law No. 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Powse, Secretary
1983 December 05

Attachs.

B

Referred to in Section 17
of the Twenty-First Report
of the Transport and
Environment Committee.

ESTIMATES OF COSTS OF SERVICES

FOR

ALMAS GARDENS (PHASE FOUR)

SCHEDULES "E", "F" & "G"

PREPARED BY:

REGISTERED PROFESSIONAL ENGINEER
S. BRANT
PROVINCE OF ONTARIO

Kerry T. Howe Limited
98 Church St., P.O. 460
ST. CATHARINES, Ontario
L2R 6V9

DATED: 1983-11-14

APPROVED BY:

Regional Municipality of
Hamilton-Wentworth
Commissioner of Engineering

DATE: 11/OCT 28/83

SCHEDULE "E"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

Requirements for Boundary Streets:

PART "A" - Work to be installed and paid for by the Subdivider.

1.	Curb and Sidewalk	$ NIL
2.	Approaches	$ NIL
3.	Final Roads	$ NIL
	TOTAL PART "A"	$ NIL
PART "B"	- Local Improvements	$ NIL
	TOTAL PART "B"	$ NIL
	GRAND TOTAL	$ NIL

B

SCHEDULE "F"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

		Subdivider	City
1.	Preliminary Roads (Including Catchbasins)		
	To be constructed by Subdivider within two months of completion of the sewers and water services. Costs to be shared as shown.		
(a)	Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 30		
	1051.76 Lineal Feet @ $60.00/Lin. Ft. (320.576 metres)	100%	
	Estimated Cost $63,105.60	$63,105.60	NIL
(b)	Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4		
	160 Lineal Feet @ $60.00/Lin. Ft. (48.768 Metres)	100%	
	Estimated Cost $ 9,600.00	$ 9,600.00	NIL
(c)	Atkins Drive from 14 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 51		
	114 Lineal Feet @ $60.00/Lin. Ft. (34.747 metres)	100%	
	Estimated Cost $ 6,840.00	$ 6,840.00	NIL
(d)	Venetian Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 42		
	125 Lineal Feet @ $60.00/Lin. Ft. (38.10 Metres)	100%	
	Estimated Cost $7,500.00	$ 7,500.00	NIL
	TOTAL	$87,045.60	NIL

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
2.	Sidewalk and Curbs (Including Approaches)		
	To be constructed within six months of the completion of sewers and services.		
(a)	Golfwood Drive (both sides) from 33 Feet East of the centreline of Greencedar Drive to the East Limit of Lot 30		
	2034.0 Lineal Feet @ $16.00/Lin. Ft. (619.963 metres)	100%	
	Estimated Cost $32,544.00	$ 32,544.00	NIL
(b)	Greencedar Drive (both sides) from the South Limit of Lot 4 to the North Limit of Lot 1		
	304.24Lineal Feet @ $16.00/Lin. Ft. (92.732 metres)	100%	
	Estimated Cost $ 4,867.84	$ 4,867.84	NIL
(c)	Atkins Drive (both sides) from 33 feet North of the centre-line of Golfwood Drive to the North Limit of Lot 51		
	189 Lineal Feet @ $16.00/Lin. Ft. (57.607 metres)	100%	
	Estimated Cost $ 3,024.00	$ 3,024.00	NIL
(d)	Venetian Drive (both sides) from 33 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 42		
	213 Lineal Feet @ $16.00/Lin. Ft. (64.922 metres)	100%	
	Estimated Cost $ 3,408.00	$ 3.408.00	NIL
	TOTAL	$ 43,843.84	NIL

B

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
3. Final Roads			
(c) Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 30			
1051.76 Lineal Feet @ $50.00/Lin. Ft. (320.576 metres)		100%	
Estimated Cost	$52,588.00	$52,588.00	NIL
(b) Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4			
160 Lineal Feet @ $50.00;Lin Ft. (48.768 metres)		100%	
Estimated Cost	$ 8,000.00	$ 8.000.00	NIL
(c) Atkins Drive from 14 Feet North of the centreline of Golfwood Drive to the North Limit of Lot 51			
114 Lineal Feet @ $50.00/Lin. Ft. (34.747 metres)		100%	
Estimated Cost	$ 5,700.00	$ 5,700.00	NIL
(d) Venetian Drive from 14 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 42			
130.09 Lineal Feet @ $50.00/Lin. Ft. (39.65 Metres)		100%	
Estimated Cost	$ 6,504.50	$ 6,504.50	NIL
	TOTAL	$72,792.50	NIL

NOTES:

(1) Where preliminary roads are installed, the asphalt binder course may be completed at any time prior to the completion of the surface course of asphalt.

(2) The asphalt surface course is to be completed not earlier than 12 months, and not later than 18 months, after the completion of the sewers. If the 18 month period falls between November 1st the April 1st, then the surface course of asphalt must be completed by June 30th of the same year following April 1st.

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
4. Street Lighting			
(a) Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 30			
7 poles @ $1500 each		100%	
Estimated Cost	$ 10,500	$ 10,500	NIL
(b) Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4			
1 pole @ $1500 each		100%	
Estimated Cost	$ 1, 500	$ 1,500	NIL
(c) Atkins Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 51			
NIL poles @ $1500 each		100%	
Estimated Cost	$ NIL	$ NIL	NIL
(d) Venetian Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 42			
1 pole @ $1500 each		100%	
Estimated Cost	$ 1,500	$ 1,500	NIL
	TOTAL	$ 13,500	NIL

NOTE: (1) Street lighting to be installed by Hamilton Hydro and paid for by the Subdivider.

B

SCHEDULE "G"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

PART "A" - Works to be installed by the Subdivider and costs shared as shown.

1. Sodding to be completed within six months of completion of sidewalk and curb.

(a) Subdivider's Share

Golfwood Drive (north side) from 33 Feet East of the centreline of Greencedar Drive to the East limit of Block 55.

Golfwood Drive (south side) from 33 Feet East of the centreline of Greencedar Drive to the East limit of Lot 30.

Greencedar Drive (west side) from the North Limit of Lot 1 to the South Limit of Lot 4.

Greencedar Drive (east side) from the North limit of Lot 54 to a point opposite the South Limit of Lot 4.

Atkins Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 51.

Atkins Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 50.

Venetian Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 42.

Venetian Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 41.

TOTAL	4140 Square Yards @ $2.25/sq. yd. (3461.57) Square Metres Estimated Cost	$ 9,315.00

(b) City's Share - NIL

(c) Sharing

TOTAL COST	$ 9,315.00
Maintenance 15%	1,397.25
	100%
TOTAL PART "A"	$10,712.25

Subdivider	City
100%	
$10,712.25	NIL

SCHEDULE "G"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

PART "B" - Works to be installed by the City and costs shared as shown.

1. Tree Planting - Cost calculated at $0.30 per Lineal Feet of frontage and flankage.

(a) Subdivider's Share

Golfwood Drive (north side) from 33 feet East of the centreline of Greencedar Drive to the East limit of Block 55.

Golfwood Drive (south side) from 33 feet East of the centreline of Greencedar Drive to the East Limit of Lot 30.

Greencedar Drive (west side) from the South limit of Lot 4 to the North Limit of Lot 1.

Greencedar Drive (east side) from the North limit of Lot 54 to a point opposite the South Limit of Lot 4.

Atkins Drive (west side) from 33 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 51.

Atkins Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 51.

Venetian Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 42.

Venetian Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 41.

TOTAL	2661 Lineal Feet (811.073 metres)	@	0.30/Lin. Ft.
	Estimated Cost		$ 798.30

(b) City's Share - NIL

(c) Sharing

TOTAL PART "B"	100%	
	$ 798.30	

Subdivider		City
100%		NIL
$ 798.30		100%
Total Schedule "G"	-	$11,510.55
		100%
Subdivider's Share	-	$11,510.55
City's Share	-	NIL

B

SUMMARY SHEET

SCHEDULES F, E AND G

1. CITY'S SHARE

(a) Maintenance of Preliminary Road @ $0.65 per Lineal Foot of Frontage and Flankage $ Nil

(b) Services to be installed by the Subdivider and paid for by the City $ Nil

TYPE OF WORK	CONSTRUCTION COST	MAINTENANCE 3%	INSPECTION 2%	ENGINEERING 9%	TOTAL
Preliminary Roads (Including Catchbasins and Connections)	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Sidewalks and Curbs	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Final Roads	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Seeding and Sodding	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil

CITY'S SHARE $ Nil

2. SUBDIVIDER'S SHARE

(a) Local Improvements	$ NIL
(b) Tree Planting	$ 798.30
(c) Replacing of damaged or missing survey monuments and standard iron bars	$ 3,000.00
(d) Street name signs: 6 Corner lots @ $38.00/each	$ 228.00
(e) Maintenance of Preliminary Roads @ $0.65 per Lineal Foot of Frontage & Flankage (2661 Feet)	$ 1,729.65
(f) Seeding or Sodding (including 15% Maintenance of $1397.25)	$ 10,712.25
(g) Street Lighting	$ 13,500.00
SUB TOTAL	$ 29,968.20

TYPE OF WORK	CONSTRUCTION COST	MAINTENANCE 3%	INSPECTION 2%	ENGINEERING 9%	TOTAL
Preliminary Roads (Including Catchbasins and Connections)	$ 87,045.60	$ -	$ 1,740.91	$ 7,834.10	$ 96,620.61
Sidewalks and Curbs	$ 43,843.84	$ 1,315.32	$ 876.88	$ 3,945.95	$ 49,981.99
Final Roads	$ 72,792.50	$ 2,183.78	$ 1,455.85	$ 6,551.33	$ 82,983.46
				SUB TOTAL	$229,586.06

Total City's Share $ NIL

Total Subdivider's Share $259,554.26

Grand Total of All Work $259,554.26

SUBMITTED BY: Kerry T. Howe Limited

DATE:

A. J. Clarke and Associates

Referred to in Section 18
of the Twenty-First
Report of the Transport
and Environment Committee.

SCHEDULES "E", "F" & "G"

HILLSIDE TERRACE (PHASE 2)

CITY OF HAMILTON

Submitted by: A.J. Clarke & Associates

A.J. Irani, P. Eng.

Date: November 14, 1983

Approved by:
Commissioner of Engineering

Date: Nov 29/83

Regional Municipality of Hamilton-Wentworth
Department of Engineering

SCHEDULE "E"
HILLSIDE TERRACE (PHASE 2)
CITY OF HAMILTON

Requirements for Boundary Highways and Estimate of Costs.

PART "A"

Works to be installed and paid for by the subdivider.

	Subdivider	City
1. **UPPER HORNING ROAD** sidewalks on west side only from north limit of subdivision to south limit of subdivision.		
196 m at $50.00/m	$ 9,800.00	-
TOTAL FOR SCHEDULE "E" - PART "A"	**$ 9,800.00**	-

Note: All sidewalks to be constructed within one year of registration of the plan of subdivision.

PART "B"

Works to be carried out as Local Improvements.

NIL

B

SCHEDULE "F"
HILLSIDE TERRACE (PHASE 2)

	Estimated Cost	
	Subdivider	City
1. **NELLIDA CRESCENT** from Upper Horning Road to south limit of subdivision.		
260 m of equivalent 8m wide roadways.		
a) Combined curbs and walks 440m at $60.00/m	$26,400.00	-
b) Final Roads and Lot Grading (standard deep strength asphalt pavement) 260 m at $300.00/m	$78,000.00	-
c) Catch basins and Connections		
4 single catch basins at $1,200.00 ea.	$ 4,800.00	-
2 double catch basins at $2,000.00 ea.	$ 4,000.00	-
2 inlet chambers at $2,500.00 each	$ 5,000.00	-
d) Street Lighting 5 at $1,500.00 each	$ 7,500.00	-
e) Dead-End Street Barricade 1 at $750.00 ea.	$ 750.00	-
TOTAL	$126,450.00	$ -

Notes:
1. No preliminary roads to be installed.
2. All walks and curbs and approaches to be constructed within 6 months of completion of sewer and water services.
3. The asphalt binder course for all final roads must be constructed within 6 months of completion of sewer and water services.
4. The surface course of asphalt is to be completed not earlier than 12 months and not later than 18 months, after the completion of the sewers. If the 18 month period falls between November 1st and April 1st, then the surface course of asphalt must be completed by June 30th of the same year following April 1st.
5. Street Lighting is to be installed by Hamilton Hydro and paid for by the Subdivider.

SCHEDULE "G"

HILLSIDE TERRACE (PHASE 2)

PART "A"

Works to be carried out and paid for by the subdivider.

SEEDING

4.3m wide boulevard for frontage of Lots 1 to 29 and flankage of Lots 1 & 22.	
Cost calculated at $\$2.40/m^2$ for a total of 2651.74 m^2.	$ 6,364.00
Maintenance (15%)	$ 955.00
TOTAL FOR PART "A"	$ 7,319.00

PART "B"

Works to be carried out by the City and paid for by the Subdivider.

TREES

Frontage and flankage of Lots 1 to 29. Cost calculated at $1.00/m for the total frontage and flankage of 616.684 m.	$ 616.68
TOTAL FOR PART "B"	$ 616.68
TOTAL FOR SCHEDULE "G"	$7,935.68

Note: All seeding is to be planted within 6 months of completion of sidewalks and curbs.

B

SUMMARY SHEET

CITY'S SHARE

NIL

SUBDIVIDER'S SHARE

A. Services to be installed and paid for by the subdivider.

	Construction Cost	
I. Curbs and Walks	$ 36,200.00	
2. Final Roads and Lot Grading	$ 78,000.00	
3. Catch Basins & Connections	$ 13,800.00	
4. Dead-End Street Barricade	$ 750.00	
Total Construction Cost	$128,750.00	
Inspection (2%)	$ 2,575.00	
Maintenance (3%)	$ 3,863.00	
Engineering (8%)	$ 10,300.00	
SUB-TOTAL	$145,488.00	$145,488.00
B. Local Improvements		NIL
C. Replacing of damaged or missing survey monuments		$ 1,875.00
D. Tree planting		$ 616.68
E. Street name signs (3 corner lots at $38.00/corner lot)		$ 114.00
F Seeding (including maintenance of $955.00)		$ 7,319.00
G. Street lighting		$ 7,500.00
TOTAL SUBDIVIDER'S SHARE		**$162,912.68**

TOTAL CITY'S SHARE:	NIL
TOTAL SUBDIVIDER'S SHARE	$162,912.68
GRAND TOTAL	$162,912.68

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **TWENTY-SEVENTH** Report and respectfully recommends:

1. (a) That the Corporation of the City of Hamilton as Expropriating authority apply to the Council of the Corporation of the City of Hamilton as approving authority for approval to expropriate the lands describe in Schedule "A" attached, for re-development.

   (b) That the City Clerk be authorized and directed to:

   (i) Give Notice of the City's application to all owners, registered owners, and tenants as defined in The Expropriations Act, of the Schedule "A" Lands;

   (ii) Advertise Notice of the City's application in a newspaper as required by The Expropriations Act;

   (iii) Sign and receive said application for approval to expropriate.

   NOTE: With the adoption of Item 11 of the Eighteenth Report of the Parks and Recreation Committee, City Council at its meeting on September 27, 1983 authorized these expropriations to commence in order to acquire the eleven (11) remaining properties needed to make up the Homeside Priority One Park Site. The Municipal addresses of the Properties in question are: 40, 42, 46, and 48 Allan Avenue, 199, and 217 Tragina Avenue North, 229 Weir Street North, 355 Britannia Avenue, and 208, 224 and 226 Cope Street.

2. (a) That a Committee consisting of Alderman M. Kiss, four (4) members of the Mum Show Committee and six (6) citizens from the general public be appointed by the Parks and Recreation Committee to undertake, among other matters, the following:

   (i) Review the feasibility of establishing facilities for a Permanent Floral Display.

   (ii) Review possible locations for the establishment of such a facility.

   (iii) Review funding sources, for the project, both private and public.

   (b) That the City Clerk be authorized and directed to advertise in the normal manner for the filling of the six (6) citizen appointments.

   (c) That the appropriate resource staff of the Parks Division of the Department of Public Works, a Committee Secretary, and a meeting place in the City Hall be made available to this Committee.

   (d) That this Committee, once appointed by the Parks and Recreation Committee, have power to add additional members.

NOTE: Attached as schedule "B" for the information of the members of City Council is a copy of a Report, respecting this matter from the Mum Show Committee to the Parks and Recreation Committee.

3. The Committee wishes to advise of the receipt of a donation of $5 000. from the Hamilton Senior Citizens Centre, operating out of the Y.W.C.A.

The Senior Citizens have advised that these funds were realized as a result of the activities of the Geritol Follies and have requested that the monies be utilized in the purchase of Playground Equipment for one of the City P ·ks.

4. Approval of the acquisition of the property at 226 Cope Street from John Stanley Woods, for the sum of $50 520. Option to be accepted on or before February 7, 1984. Cash on closing of sale, which shall be on or before May 25, 1984.

NOTE: This property is required for Parks and Recreational purposes in the Homeside Neighbourhood. Sufficient funds are available in account 0408-C16096 to provide for this acquisition.

5. Approval of the leasing of the property at 122 Province Street North to Joanne Miller from November 25, 1983 to December 31, 1983 at a one time rental charge of $175. and commencing January 1, 1984 at a monthly rental charge of $275. including taxes.

This property was acquired for Parks purposes in the Crown Point East Neighbourhood and will be vacated and demolished when same is required for Park Development.

6.

(a) Approval of the sale of the parcel of City Owned Land measuring approximately 12' X 72' immediately adjacent to the Westerly boundary of the property at 2574 King Street East to Mrs. Ivanka Spudic for the sum of $800.

It is understood and agreed that;

(i) The exact area of the subject parcel of land will be determined by a survey prepared by the Purchaser to the satisfaction of the Regional Surveyor.

(ii) The final purchase price of the lands described herein, is to be calculated by applying a rate of $1. per square foot to the land being purchased as defined by the survey.

(iii) All building materials and debris must be removed from the City lands in a manner satisfactory to the Director of Parks.

(iv) Parking is to be located behind the front wall of the house.

(v) The Purchaser agrees to provide all legal documents required for the completion of this transaction, at her expense.

(b) The proceeds from the sale of this property are to be credited to Account 0280-02, Reserve for Property Purchases.

7. (a) Approval to continue leasing a surplus parcel of City Owned Land containing 13 198 Square Feet on Beach Road, between Holly Avenue and Benson Street to Dofasco Inc. on a month to month basis, commencing October 1, 1983 at a rate of $230.97 per month plus taxes.

(b) That the City Solicitor be authorized and directed to prepare the necessary lease agreement.

NOTE: On February 11, 1980 the former Board of Control authorized the Real Estate Department to contact Dofasco Inc. to determine if they were interested in purchasing this parcel of vacant land. Dofasco, at that time, wanted to continue to rent the site while they assessed their land requirements in this area.

After purchasing the five (5) acres from the Region on Ottawa Street and McAnulty Boulevard, Dofasco does not wish to purchase any additional lands at this time.

The Director of Real Estate is currently advertising this parcel of land for sale on the open market, and in view of the 30 day cancellation clause contained in the lease agreement, the Director is recommending that Dofasco remain as a month to month tennant.

8. (a) That Stephen Parazader, P. Eng. be retained as Structural Consultant for repairs to the South Stands, Ivor Wynne Stadium, at a cost not to exceed $17 000.

(b) That the Mayor and City Clerk be authorized to execute a Contract in a form satisfactory to the City Solicitor with Mr. Parazader.

(c) That this expenditure to be charged to account 0408 C3 6243.

9. That the agreement between the Corporation of the City of Hamilton and the Ministry of the Environment to utilize City-owned lands at Confederation Park for the purpose of continuing a study of wave and coastal processes in Lake Ontario, be renewed until December 31, 1985.

10. (a) That no action be taken on the decision to have the liquor licence for the MacNab Arms Restaurant transferred to the City's name.

(b) That no action be taken on the decision to call for proposals for the operation of temporary catering services for the restaurant facilities at Dundurn Castle.

(c) That items 5(a)(i) and (ii) which directed that steps be taken to have the liquor licence transfered to the City's name and to immediately call for propsals for the operation of the restaurant on a short term basis, which were adopted by City Council on October 25, 1983, be rescinded.

(d) That the City attempt to make the appropriate arrangements to operate the facility temporarily on a catering and Special Occasion Permit Basis.

(e) That the City call for proposals for the operation of the MacNab Arms Restaurant faciity to commence on or about May 1, 1984.

11. Approval of the awarding of the following contract:

D & R GARDEN SUPPLY LTD., Oakville, Ontario

Supply and delivery of 23 tonne of Chlorthal Dimethyl, for grass spraying in various cemeteries in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at $998.60 per tonne $22 967.80

Lowest of four tenders received.

12. That, that area of King Street East, immediately north of the Connaught Hotel, between John Street and Catharine Street, intended to be developed as the Gore Park Extention, be officially incorporated as part of Gore Park.

NOTE: More detailed information on the specific area in question and a report on what formal steps are required to be taken to have ownership of these lands changed from the Region to the City, and designated for parks purposes will be submitted to City Council at a future date.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

J. J. Schatz, Secretary
December 1, 1983

SCHEDULE "A"

Those certain parcels or tracts of land and premises located in the following municipality, namely in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and more particularly described as follows:

Firstly

Part of lot 135 and all of lots 136 to 139 (inclusive) according to Homeside Extension registered in the Land Registry Office for the Registry Division of Wentworth as Number 498 and all of lots 331 and 332 according to Roxborough Gardens registered in the said Land Registry Office as number 613 and designated as Parts 1, 2, 3, 4 and 7 on a reference plan received and deposited in the said Land Registry Office as Plan 62R-6247.

Secondly

Part of lot 184 and all of lots 182 and 183 according to Homeside Extension mentioned above and designated as Parts 1 and 2 on a reference plan received and deposited in the said Land Registry Office as Plan 62R-6210.

Thirdly

Part of lot 335 and all of lot 336 according to Roxborough Gardens mentioned above and part of lot 29 and all of lots 35 and 36 according to Fairfield Survey registered in the said Land Registry Office as plan number 502 and designated as Parts 9, 10, 11, 15 and 22 on the said reference plan 62R-6210.

Fourthly

All of lots 131 and 132 according to the said Fairfield Survey designated as Part 2 and 3 on a reference plan received and deposited in the said Land Registry Office as Plan 62R-6284 together with the right-of-way over that part of lot 130 according to the said Fairfield Survey designated as Part 4 on said plan 62R-6284.

SCHEDULE "B" as referred to in Section 2 of the 27th Report of the Parks & Recreation Comm.

REPORT TO THE PARKS AND RECREATION COMMITTEE

The main objective of the Volunteer Mum Show Committee has been to promote the Annual Chrysanthemum Show at the Gage Park Greenhouses, so that it will become one of the major attractions of the City of Hamilton.

The Mum Show, now entering its 64th year, has attracted thousands of visitors to the City of Hamilton. Recorded attendance in 1972 began at 2,000 and has grown between 30,000 to 40,000 in the years 1982 - 83. The Mum Show Committee is acutely aware of the impact on tourism and spending potential by those travelling to Hamilton to view our highly successful show.

The opportunity to increase this is tremendous for the City of Hamilton and it is very important this be realized as quickly as possible.....
- over 1000 out-of-town tourists
- over 1000 local school children

and many smaller vans and buses from Senior Citizen clubs and residences.

Bus tours come from Toronto, Stratford, Kitchener, London, Markham, Buffalo, U.S.A., Cannington, Iona Station, Peterborough, Alberta, Ohio, and other areas, unlisted through our offices.

Locally we are visited by Hospital groups, Schools, Church groups, Historical Societies, Garden and Camera Clubs, Agriculture groups, Community Colleges and our own Hamiltonians.

Each tour spends a day in our "Ambitious City" and visits shopping areas, restaurants and other points of interest, so that our Mum Show is "one stop" along the way. Their purchases include souveniers, postcards, and for those by car, includes--gasoline.

The Hamilton "Old and New" theme this year for our Mum Show was tremendously popular, and to some also educational. So much so that some returned up to three times. Because of this we had a well balanced attendance of all age groups. This was in conjunction with the Parks Division's dazzling display of Mums and superb "Old and New" theme throughout the show area, drawing praise from all who viewed it.

Repeatedly, we were questioned when "other types of flower shows would be", reluctantly we would inform visitors we did not at this time have the facilities for year-round shows, but were working with great enthusiasm and interest in promoting plans for perhaps a re-created Crystal Palace! This was greeted with great interest and delight! This attractively designed and most interesting building would lend itself as a delightful setting for continuous flower shows.

Complementing the floral displays could be a "coffee and gift shop" for sale of light refreshments and post cards and slides, with perhaps souveniers of Chrysanthemum design. This area would be staffed with volunteers.

There has been inquiry as to the availability of a meeting place for Historical societies, an area for teaching basic Horticulture to local schools could be possible, a permanent "slide show" of past Mum Shows and flowers could be incorporated, complimented with an extensive History of Gage Park. Included would be a complete historical background of the Crystal Palace, recorded for tourist information. This location for the show house would be within the practical and easy access to the proximity of the working area of the Greenhouses. Adequate parking areas could be available, plus entry within easy access from all entrances to the City.

Bus tours in the summer could spend, if desired, a complete day at the park, enjoy the facilities of the show house, combined with the privilege of enjoying the flower beds in season, and the Gage Park fountain area.

A major problem for us at the present, because of record attendance, is the constant flow of visitors, which causes congestion in the narrow aisles of the greenhouses. We have, for some years, outgrown our facilities, and we are concerned about accommodating our visitors and keeping them happy in long line-ups.

Because of a planned, major show on "China" in 1984, and similar themes in the future, there is a certain urgency to complete accommodation for shows of this caliber in a show house fitting the high standards of the floral theme and displays.

Lack of suitable accommodation limits us in becoming more self-sufficient than we already are. Our attractive, colored brochure wich was a new venture this year was in constant demand, which lists other tourist attractions in Hamilton and surrounding area.

Therefore, it is important that we go forward as soon as possible to realize the construction of an adequate, fitting style of building for a permanent flower show. As a major tourist attraction, it has the potential of drawing visitors on an international scale.

This Crystal "Flower Palace" could "sparkle in prominence" and be as renowned as the Bloedel Conservatory in British Columbia.

It is very important to note at this time that construction of a permanent building would create employment at a time when unemployment is high, and provide income for many. It is interesting that the original Crystal Palace was also erected in depressed times, with some doubt if financially it could be built, but the goal was achieved. The financial spin-offs from this once completed venture would be varied and gratifying.

Respectfully submitted,

(Mrs.) Isabelle S. Smith
CHAIRMAN, MUM SHOW COMMITTEE

CRYSTAL PALACE

Hamilton had the honor of being the scene of the Fifteenth Exhibition of the Association, one memorable from the circumstance that it was visited by His Royal Highness the Prince of Wales. There is probably no site in the Province finer than that chosen for the "Hamilton Crystal Palace". The building is one of wood and glass, upon a permanent foundation. The entire area of the building is about 36,000 feet, the ground plan being octagonal in form, having 4 transteps. The building is two stories in height; the first story 16 feet in the clear, and the second 15 feet to the line of the eaves, with an arched room of light appearance. At the intersection of the cross is an octagonal space 76 feet in diameter and 54 feet to the line of the roof, this portion is also arched in a most substantial manner; the roof is surmounted with a cupola. The extreme height from ground floor to the top of the dome is 100 feet, which is surmounted by a flag-staff 25 feet in height. The length of the building is 171 feet by 71 feet in width, and contains about 24,000 feet on the ground floor. There are four galleries, 54 feet wide by about 64 feet long with a corridor running round the centre octagon, connecting all the galleries; these galleries contain about 12,000 square feet; four spacious stairways lead from the ground floor to the galleries. The diagonals which form the octagon are only carried up one story, with flat tin roofs --- access to which can be obtained form the galleries -- affording a fine place for a promenade and a beautiful view of the city and bay. One of the galleries is reserved especially for the exhibition of fine arts -- three of its sides are close-boarded, and the light admitted through the roof by a lantern-light extending the whole length, the glass is frosted, or obscured in order to diffuse a mellow light. The whole of the glass throughout the building is frosted.

All the windows have semi-circular heads, with cut trusses under the same. The whole of the wood-work, in the exterior as well as the interior, is planed or wrought, together with the cornices; these cornices are supported at intervals with fine cut brackets. The building is painted outside with a warm light color, or stone tint, in oil, and it is intended to paint the interior in fresco. The dome, covered with tin, renders the building picturesque, and enables it to be seen a distance of several miles around. The gallery flooring is dressed and laid open, and the under side of the galleries lined with dressed boarding to prevent the dust rising. The cost of the building was about $14,000.00.

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of City Council:

The Finance Committee presents its **TWENTYFIRST** Report and respectfully recommends:

1. Approval of the terms of reference for the establishment of a Municipal Information Centre, as set forth in Schedule "A" attached.

   NOTE: A similar recommendation was approved by Regional Council and the Hamilton Public Library Board.

   The Committee further wishes to advise that when the Regional Municipality was first established in 1974, it was agreed that they, together with the Local Boards, would utilize the Systems and Data Processing Department established by the City of Hamilton. While the City of Hamilton has been able to satisfy the needs of the prime users, the Region and Library, it is only natural with any system, as the organization grows the need for change arises.

   With the expansion of service and the need for additional equipment and personnel, the present area has become overcrowded. In fact, a report has been received from the Safety Officer stating that the Systems area, because of the overcrowding, could be hazardous to the health of the employees.

   In order to develop a systematic approach as to the future needs of the City, Region and Library, and to determine if a reorganization with a different reporting structure is required, what is known as a Municipal Information Centre Co-ordinating Committee (MICC), was established, responsible to the Regional Co-ordinator, the C.A.O. for the City, and the Chief Librarian of the Hamilton Public Library.

2. Approval of the settlement of the following claims:

   (a) By County Court writ issued June 15, 1982, Ronald Tomblin commenced action against the City with respect to a fall he suffered on a City sidewalk on April 26, 1982. Mr. Tomblin suffered an inversion injury to his left ankle which was placed in a cast for two weeks. A settlement has now been negotiated with his solicitor and it is recommended that his claim be settled in the amount of $2,000.00 inclusive of pre-judgment interest and costs.

   (b) By County Court writ issued September 11, 1980, Kenneth Jackson commenced action against Gordon Livingstone, Regional Municipality of Hamilton-Wentworth and The Corporation of the City of Hamilton for damages for personal injuries and property damages he suffered in a bicycle accident on the bicycle path which parallels Highway 102, otherwise known as 'Cootes Drive'.

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He suffered injuries to his back as well as his left knee and claimed $25,000.00 plus interest and costs.

As well as alleging negligence on the part of the other bycyclist, Gordon Livingstone, he alleged that the City and/or the Region had failed to adequately design, construct and maintain the bicycle path.

The case was pre-tried by the Honourable Judge Borkovich on November 16, 1983 and again by the Honourable Judge Sullivan on November 28, 1983, the day the case was called for trial.

As a result of the pre-trials the matter has been settled with Mr. Livingstone contributing $5,918.75 plus $750.00 towards costs, the Region contributing $1,000.00 towards costs and, subject to the approval of City Council, the City contributing $1,500.00 inclusive of interest and costs for a total of $9,168.75 inclusive of interest and costs.

It is recommended that the claim of Kenneth Jackson be settled in the amount of $9,168.75 inclusive of interest and costs and that the City contribute $1,500.00 inclusive of interest and costs towards the settlement.

3. (a) That the City Treasurer be authorized to hire a free lance title searcher to assist the Treasury Department in the tax registration procedures by providing subsearches of titles at the Registry Office.

   (b) That a subsearch only of the properties be carried out at the time of the registration of the tax arrears certificate, and a full 40 year search be conducted after the one year redemption period has expired on those properties for which the tax arrears have not been paid.

   (c) That the cost of fees and disbursements for the title searches be charged to account 0323-1098 which is funded, as in the past, by the defaulting taxpayers.

4. (a) That tendering procedures be implemented to be forwarded to insurance carriers of long term disability plans to become effective as early in 1984 as possible, as recommended by K. G. Brown Associates, in view of the escalating premium cost for the active and retired employees' benefit plans.

   (b) That Mr. Max Morrow, Consultant for the City on our employee benefit plan known as Medipak be requested to arrange for the calling of tenders from suitable insurance carriers as soon as possible in view of increasing costs in this plan.

   NOTE: For the information of the members of City Council the total estimated increases for 1984 which has not, at this stage, been included in individual Departmental Budget Estimates is $709,700.00.

5. That the $10,000.00 allocated for Interim Funding for the Provincially Funded Designated Property Grant Programme for 1983 be carried over to 1984.

   NOTE: For the information of City Council, this is a clearing account and all monies advanced by the City plus 10% administration fee is reimbursed by the Province of Ontario.

6. Approval of the awarding of the following contracts:-

(a) **SKYLIGHT WINDOW CLEANING CO., Hamilton, Ontario**

Window cleaning of various buildings in accordance with specifications issued by the Director of Purchasing and Vendor's Tender for 1984 for the total sum of..... $37,092.22

NOTE: Lower of 2 tenders received in 1982. This is a 5% increase over 1983 tender price and is the second year of a five year contract.

(b) **OTIS ELEVATOR LTD., Hamilton, Ontario**

Servicing for 1984	Monthly Rate
Underground Parking Garage	$ 267.00
Library & Farmers Market	3,449.28
Convention Centre - Escalators	1,881.34
City Hall	2,587.43
Magistrates Court	126.61

(c) **DOVER ELEVATOR LTD., Hamilton, Ontario**

Servicing for 1984	Monthly Rate
Convention Centre - Elevators	$1,684.29

7. That the Chief Administrative Officer and the City Treasurer be authorized to approve current budget transfers, overdrafts and contingency transfers for the balance of December following the December 13, 1983 Council meeting, provided that a list of all such transactions is compiled for the approval of the appropriate Standing Committee and/or City Council in early 1984.

8. (a) Approval to lease lands on James Street North for a pedestrian walkway measuring approximately 5 feet by 158.77 feet from Sang Woon Park for a period of one year commencing January 1 to December 31, 1984, at a rental of $600.00 per year including taxes.

(b) The Lessee shall have the option to renew this agreement for a further one year period at the same rent, terms and conditions. It is further recommended that the City Solicitor be authorized to prepare the necessary lease.

9. (a) That the report on Comprehensive Auditing - Phase I prepared by MacGillivray & Co., Chartered Accountants be received and that this firm be requested to assist the Corporation in preparing an application to the Provincial Government for funding of their area of first selection, described as Property Management.

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(b) That the City Treasurer, in conjunction with MacGillivray & Co., review the possibility of including Hamilton Place Operations in the Comprehensive Auditing Programme.

NOTE: This firm was engaged to conduct a study to determine the areas or functions within the City which may qualify for study within a Comprehensive Auditing Programme. MacGillivray & Co. have arrived at three areas which may be reviewed by an outside auditing firm, assisted by City staff and their first selection is an area which they describe as Property Management. This function involves a number of departments including Parks, Real Estate, Community Development, Architect, Building and Property Maintenance, with the estimated cost in the range of $60,000.00 to $80,000.00. The second and third choice, respectively, are the Solicitor's Department ($30,000.00 to $40,000.00) and Public Works ($80,000.00 to $100,000.00).

Under the Municipal Action '85 Programme the City may be eligible to receive a subsidy of 50% of the costs to a maximum of $50,000.00.

Copies of the Report on Comprehensive Auditing - Phase I prepared by MacGillivray & Co., Chartered Accountants were previously forwarded to the members of City Council.

Respectfully submitted,

JJS:bg
1983 December 8

ALDERMEN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

SCHEDULE "A" as referred to
in section one (1) of the
Finance Committee Report

MUNICIPAL INFORMATION CENTRE

INTERIM TERMS OF REFERENCE

1. Goal/Purpose

The main mission of the Municipal Information Centre (M.I.C.) is to provide cost effective information processing services to any user. This will include all management and operational information systems and require the Centre to be the custodian of the systems ensuring data integrity. Once established, the Centre will operate as a service centre relying on users paying for services.

2. Responsibilities

(1) Maintenance of good communication between the Municipal Information Centre and its customers. It will ensure that the respective management personnel are fully aware of long-range planning and of short-range and operational considerations which have any effect on the relationship between the M.I.C., its services, and its customers.

(2) Review requests for new or expanded service requirements received by the M.I.C. which require significant resources. Assess priorities and make recommendations to the Management Group on the action to be taken on each such request.

(3) Promote compatibility in architecture, methodology and computer applications among the M.I.C. customers, as appropriate.

(4) Create task forces representing potential users of equipment, methods, and in particular of computer applications, to develop joint design criteria.

(5) Consider on-going operational problems which may develop in the delivery of service by the M.I.C. to its customers. Take corrective action in co-operation with the M.I.C. staff to alleviate such problems; refer to the Management Group if a major change is felt necessary.

3. Municipal Information Centre Co-ordinating Committee

Until such time as the Municipal Information Centre is established and operating a Management Group consisting of chief administrative officers of the City of Hamilton, the Region of Hamilton-Wentworth, and the Library will establish a Co-ordinating Committee. The main mission of the Co-ordinating Committee is to bring about the Centre, its inception, staffing and operation and initially to act as a tri-corporate systems priority setting body.

Specifically the Co-ordinating Committee will act as a steering committee for the review and recommmendation of the structure and financing of the proposed Municipal Information Centre. It will undertake the 1983-1984 Action Plan as chartered by the Management Group. It will also actively solicit other paticipants within the Municipal Information Centre concept.

4. Membership

Selected members of each M.I.C. major customer will be eligible for appointment by the Management Group, as members of the M.I.C. Co-ordinating Committee. All permanent members will be those who have an on-going responsibility closely connected to the services performed by the M.I.C. for its customers.

The Director of the M.I.C. will meet regularly with the M.I.C.C.C. for the purposes of consultation, advice and recommendation. He may, as he deems appropriate, request that other members attend meetings.

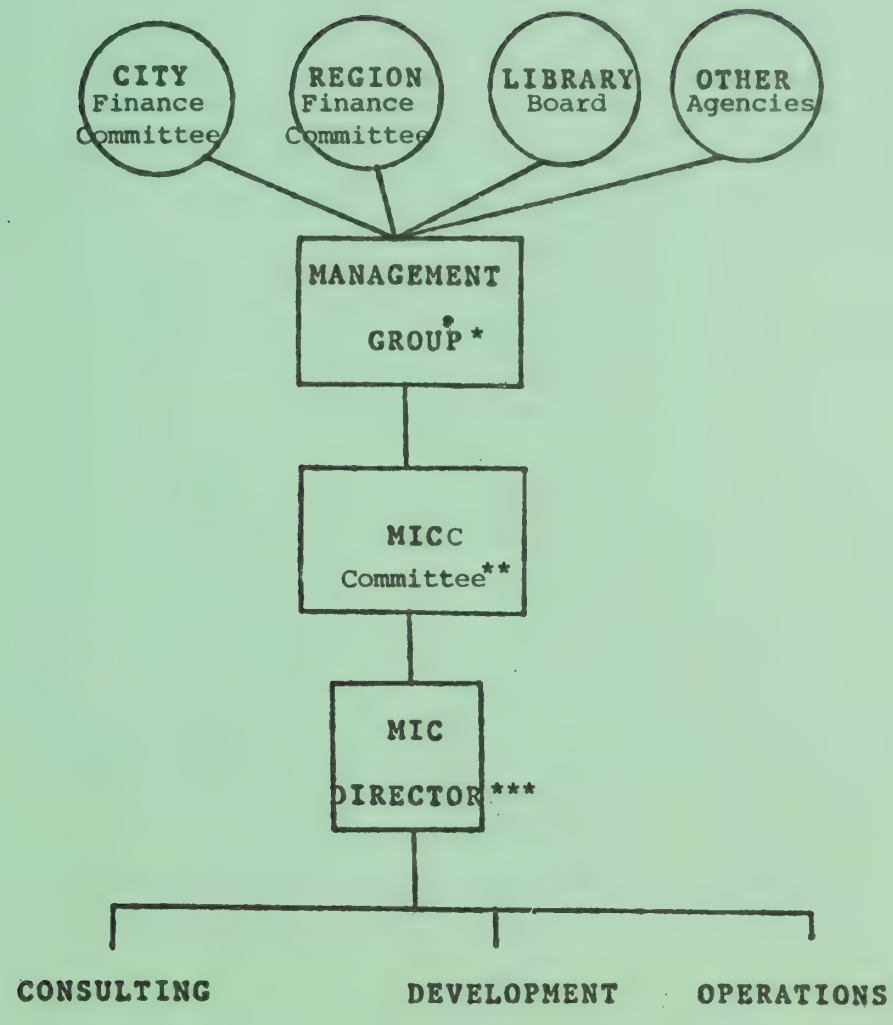
5. Procedure

The M.I.C.C.C. will select, from its members, a Chairman, Vice-Chairman, who will service for a period of one year. The M.I.C.C.C. will meet on a regular basis on a schedule as agreed to by the members. Minutes of each meeting will be circulated to all members of the M.I.C.C.C., all members of the Management Group and any customers not represented on the M.I.C.C.C.

1983 October 6

POTENTIAL

ORGANIZATION



* Composition of MICCC Management Group

- L. Sage, C.A.O. for the City
- C. Armstrong, C.A.O. for the Region
- J. McAnanama, Chief Librarian, Hamilton Public Library

** Composition of MICC Committee

- W. H. McFarland, Chairman - City
- G. Lawson, Vice-Chairman - Region
- D. Jervis, Secretary - Region
- L. Selby, Technical Advisor - City
- A. Gillespie, R. Morden and J. Hindson - City
- M. Carson, H. Schweinbenz - Region
- K. McLaren - Library

*** Director to be appointed (see separate recommendation)

TASK DESCRIPTION	SEPT.-DEC. 1983	JAN.-MARCH 1984	NOTE:
1. MICCC PRIORITIES 2. PAN-CORPORATE APPROVAL OF MIC AND FUNDING FOR STUDY.	SEPT. 15: CRITERIA OK'D 30: CRITERIA APPLIED, RANKED, DONE	COUNCIL OK - VIA 1984 D.P. BUDGETS	BASED ON ASSUMPTION OF A PRIVATE UTILITY CO. OR PUBLIC CONCEPT

MICCC ———
MGMT GP. - - - -



1A	CONCEPT APPROVAL	10/15
1B	TERMS OF REF.	2/15
1C&D	PRIORITIES APP (X)	10/15
2A	CONSULT T OF R	2/15
2B	CONSULT APPROX.	10/15
2C	CONSULT HIRED	
2D	CONSULT REC APPROVED	
2E	1984 BUDGET REVIEW	
3	ESTABLISH ENVIRONMENT	
4A	DIR SELECTED	
4B	DIR APPOINTED	
4C	STAFF TSFER	
4D	EQUIP TSFER	
4E	IMPLEMENTATION	

→ FOR 1985

→ FOR 1985 BUDGET

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWENTYFOURTH** Report for 1983 and respectfully recommends:

1. That approval be given to enter into an agreement in connection with **Site Plan Control Application DA-83-45 by M.H.Y. Investments Limited,** owner, regarding a shopping centre addition at No.1300 Garth Street, subject to the following:

   (a) That the approved plans be incorporated into an amending agreement to be registered on title as a modification to the existing agreement described as Instrument No.29780 L.T. on March 3, 1975; and

   (b) That the City Solicitor proceed accordingly.

   Explanatory Note - The approved plans show the existing and the final phase of the shopping centre which will be registered on title. These plans supercede plans of DA 81-66 which were the subject of Item No.10 of the 14th Report of the Planning and Development Committee, adopted by City Council on June 28, 1983.

2. That City Council **reaffirm** the Planning and Development Committee recommendations with respect to By-laws 83-218 and 83-219 to permit single-family and townhouse development on the lands on the east side of Upper Wellington Street and north of Limeridge Road East - Marvin Wasserman, owner.

   Explanatory Note - At its meeting held July 26-27, 1983, City Council, in approving Zoning Applications ZA-83-18 and ZA-83-19, adopted By-laws 83-218 and 83-219. Due to the numerous objections received to the subject by-laws, City Council referred the matter back to the Planning and Development Committee to hold a public meeting, which took place on November 30, 1983.

3. That **Zoning Application 83-58, B. Ram Construction Ltd., owner,** requesting a change in zoning from "C" (Urban Protected Residential, etc.) District, to "DE-3" (Mutiple Dwellings) District, to permit the development of a three-storey, 12-unit apartment building on property located at No.27 Mountain Avenue, **be denied** for the following reasons:

   (a) the proposal does not fully implement the intent of certain density and locational policies in the Official Plan;

   (b) the proposal does not comply with the intent of the Kirkendale South Neighbourhood Plan;

   (c) the proposal would not be in character with the established surrounding land use; and

   (d) approval of the application may set an undesirable precedent for future similar applications in the area.

4. With reference to the **Normanhurst Neighbourhood Plan, Official Plan Amendments and rezonings**

(a) That the **Normanhurst Neighbourhood Plan** attached hereto and marked as APPENDIX "A" be approved;

(b) That the **Official Plan for Hamilton** be amended on the following basis:

(i) That Schedule "A" of the Official Plan be amended to reflect proposed land use changes as shown in Map 2 of the Normanhurst Neighbourhood Plan (see APPENDIX "A" Attached)

(ii) That Policy A.2.7.5 be amended to read as follows:

"Notwithstanding the permitted uses in Policy 2.7.1 above, additional uses may be permitted on Ontario Hydro lands and all other lands designated "UTILITIES" where deemed by Council to be compatible with adjacent land uses, by agreement of the land owner and subject to the preparation of a Neighbourhood Plan for the affected lands."

(iii) That **Official Plan Amendment No.4** be modified by deleting Policy A.2.7.6 and that the Ministry of Municipal Affairs and Housing be advised accordingly.

(c) That approval be given to **CI-83-O - Normanhurst rezonings** on the following basis:

(i) That the industrial area north of Barton Street (Sheet Nos. E-72 and E-73) be rezoned from "K" (Heavy Industry, etc.) District to "J" (Light and Limited Heavy Industry, etc.) District, as shown on Schedule A of APPENDIX "B" attached;

(ii) That lands at the north east corner of Barton Street East and Strathearne Avenue (Sheet No. E-73) be rezoned from "K" (Heavy Industry, etc.) District to "G-1" (Designed Shopping Centre) District, as shown on Schedule A1 of APPENDIX "B" attached;

(iii) That an area along Melvin Avenue generally between Normanhurst Avenue and Parkdale Avenue North (Sheet No. E-73) be rezoned from "H" (Community Shopping and Commercial, etc.) District to "C" (Urban Protected Residential, etc.) District, as shown on Schedule A2 of APPENDIX "B" attached;

(iv) That a parking area at the rear of 90 Melvin Avenue (Sheet No. E-73) be rezoned from "H" (Community Shopping and Commercial, etc.) District to "G-3" (Public Parking Lot) District, as shown on Schedule A3 of APPENDIX "B" attached;

(v) That an area on Main Street East between Normanhurst Avenue and Walter Avenue (Sheet No. E-74) be rezoned from "H" (Community Shopping and Commercial, etc.) District to "C" (Urban Protected Residential, etc.) District as shown on Schedule A4 of APPENDIX "B" attached;

(vi) That 411 Parkdale Avenue North (Sheet Nos. E-72 and E-73) be rezoned from "K" (Heavy Industry, etc.) District to "J" (Light and Limited Heavy Industry, etc.) District modified, to permit the existing use and any expansion thereof on the subject property, as shown on Schedule A5 of APPENDIX "B" attached;

(vii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-851, and that the subject land (No.411 Parkdale Avenue North) on Zoning District Maps E-72 and E-73 be notated S-851.

(d) That the City Solicitor be directed to prepare the appropriate by-laws for the Official Plan Amendment and the rezonings as recommended.

Explanatory Note - As a result of a comprehensive planning review of the Normanhurst Neighbourhood, including a neighbourhood committee, public meetings, and review of submissions, the neighbourhood plan and corresponding Official Plan and Zoning By-law Amendments are recommended for City Council approval.

5. With reference to the **Keith Zoning Buffer**

(a) That approval be given to **City Initiative 83K**, an Amendment to Zoning By-law No.6593, as follows:

(i) to prohibit the following uses from the "K" (Heavy Industry, etc.) District, as shown on Plan 1, attached hereto as APPENDIX "C":

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Garbage Dump
19. Gas Plant
20. Glue Manufacture
21. Incinerator
22. Insecticide Manufcture
23. Lampblack Manufacture
24. Metal Products Manufacture Where Cutting, Shearing, Hammering, Rolling, Stamping, or Grinding Operations Take Place
25. Nitrating Plant
26. Paints and Varnich Manufacture
27. Paper Mill

28. Petroleum and Petroleum Products Manufacture
29. Potash Manufacture
30. Primary Metals Plant
31. Propane Gas Manufacture or Storage
32. Pyroxylin Manufacture or Storage
33. Rayon Manufacture
34. Rock Crushing Plant
35. Sawmill
36. Salvage Yard Where Shredding and Crushing Operations Take Place
37. Slaughter House and Stock Yard
38. Soaps and Detergents Manufacture
39. Tallow Rendering Plant
40. Tannery
41. Tar and Tar Products Manufacture,

except for:

(a) the Otis site where "Metal Products Manufacture" will be a permitted use, as shown on APPENDIX "C" attached;

(b) Sam's Auto Wrecking site where a "Salvage Yard" will be permitted, as shown on APPENDIX "C" attached;

(c) Amcan site where "Metal Product Manufacture and Aluminum Manufacture" will be permitted, as shown on APPENDIX "C" attached;

(d) Wilkinson and Kompass site where "Metal Products Manufacture" will be permitted, as shown on APPENDIX "C" attached.

(b) That approval be given to **Official Plan Amendment No.11** as follows:

That the subject area shown on APPENDIX "C" be changed from Special Policy Area 11 to Special Policy Area 21, and that the following policies apply:

"Notwithstanding the permitted uses set out in the Official Plan, the following Industrial Uses will not be permitted by the Zoning By-law: acid manufacture and storage; ammonia manufacture and storage; asbestos products manufacture; asphalt and asphalt products manufacture; carbon manufacture; cement manufacture; chemical and allied products manufacture; chlorine and chlorine bleaches manufacture; coke oven; non-ferrous metals manufacture and corrosion; distillation plant; fertilizer manufacture; firework manufacture; feed mill; fish packing plant; flour mill; fuel storage tank; garbage dump; gas plant; glue manufacture; incinerator; insecticide manufacture; lampblack manufacture; metal products manufacture where cutting shearing, hammering, rolling, stamping, or grinding operations take place; nitrating plant; paints and varnish manufacture; paper mill; petroleum and petroleum products manufacture; potash manufacture; primary metals plant; propane gas manufacture or storage; pyroxylin manufacture or storage; rayon manufacture; rock crushing plant; sawmill; salvage yard where

shredding and crushing operations take place; slaughter house and stock yard; soaps and detergents manufacture; tallow rendering plant; tannery; and, tar and tar products manufacture.

However, existing Industrial Uses and their onsite expansion will be permitted in the implementing Zoning By-law. Also, Council will adopt Amendments to the Zoning By-law permitting other Industrial proposals earlier excluded if it is determined that significant environmental impacts, principally from noise/vibration, air pollution, fire and explosion, but also including visual and traffic considerations, are not created on neighbourhood uses.

Mitigation techniques include:

(a) site layout;
(b) physical design of the building;
(c) use limited to sub-classes of the zoning classifications; and
(d) industrial processes."; and

(c) That the Neighbourhood Plan be amended according to Plan 2 attached as APPENDIX "D".

Explanatory Note - These recommendations are the result of an Ontario Municipal Board decision to defer the Keith Zoning Buffer proposal for further review.

6. With reference to the **Proposed Public Walkway between Gurnett and Fessenden Neighbourhoods**

(a) That the Neighbourhood Plans be amended to show a 20 foot wide walkway connecting Fessenden and Gurnett Neighbourhoods in the area of the 40 foot sewer easement, as shown on Plan 1 attached hereto as APPENDIX "E" with a note added that an overhead pedestrian bridge replace the walkway when the Mountain East-West arterial road is built; and

(b) That the Transport and Environment Committee be requested to consider the inclusion of funds for the construction of the walkway in the 1984 budget, and to take the necessary measures to acquire the property.

Explanatory Note - A pedestrian way is needed to connect the Gurnett and Fessenden Neighbourhoods and particularly to provide foot access from Gurnett to the Sir Allan MacNab Secondary School and Recreation Centre. The Transport and Environment Committee referred the matter to the Planning and Development Committee on October 17, 1983. The matter has been discussed with the Regional Engineering Department, and it supports the recommendation.

7. That City Council reaffirm its **approval of Official Plan Amendment No.8** to establish a site specific policy to permit a banquet hall for commercial purposes on lands designated for "residential uses" located at the south-east corner of Rymal Road West and the future extention of Garth Street (St. Elizabeth's Retirement Village).

Explanatory Note - The Ministry of Municipal Affairs and Housing has requested Council's position on a request to refer Official Plan Amendment No.8 (permitting a banquet hall accommodating 1,000 persons at the south-east corner of Rymal Road

and Garth Street) to the Ontario Municipal Board. A review of the objection to the Amendment has revealed that many of the concerns can be obviated.

8. That the City Solicitor be authorized to prepare a by-law to remove part-lot control from Lots 1 to 20 inclusive on Plan M-228, Oakington Estates (Phase 5); and

   That application be made to the Region to approve the by-law removing part-lot control from the above-noted lands.

9. That a one-year extension of draft approval for **Application SA-80-03, Randall Estates - Phase 3, Robert Shelley Construction Limited, et al, owners**, located to the north of Stone Church Road west of Upper Gage Avenue, be recommended to the Region.

10. That approval be given to the discharge of a **Shopping Centre Agreement executed by Loblaw Groceterias Company Limited** and registered as Instrument No.34335 H.L. on December 31, 1957 with respect to lands located at the south-east corner of Upper Wentworth Street and Fennell Avenue East and that the City Solicitor be authorized to proceed accordingly.

    Explanatory Note - The existing development has been substantially altered and enlarged since the registration of the subject agreement in 1957. The subject agreement no longer reflects the present development on the subject lands. Redevelopment of the plaza has taken place in accordance with plans under Site Plan Control.

11. That approval be given to hold a public meeting to consider the passing of a by-law to **change the following street name** in accordance with Paragraph 105 of Subsection 210 of Section 302 of the Municipal Act, R.S.O. 1980.

    From Edward Street to Solidarnosc Drive

    Explanatory Note - This street name change is proposed in honour of the Polish Trade Union Movement. Edward Street has been selected because it is central to the Polish community, and with St. Stanislaus Roman Catholic Church, as well as the Polonia Club being located there.

12. That the application by the **City of Burlington to annex a portion of Hamilton Harbour, be denied.**

    Explanatory Note - The Planning and Development Committee has examined the rationale, merits and implications of Burlington's annexation proposal and has concluded that a change to the 137 year old boundary between Hamilton and Burlington, which follows the north shore of the Habour, is not warranted for the following reasons:-

    (a) The factors cited by Burlington in support of the proposal are without substantive basis.;

    (b) Any anticipated problems could easily be obviated by current jurisdictional arrangements and administrative procedures and practice; and

    (c) The Harbour functions as an economic unit effectively under a single municipal jurisdiction.

13. That the application of **Royal Oak Dairies, owner**, for demolition permits for the demolition of residential buildings located at 207, 209 and 241 East Avenue North **be denied.**

14. That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No.83-138 dated April 26, 1983, passed by City Council, which was for compliance of an Order dated November 11, 1982 for the demolition of the building and the removal of the demolition debris and level the lands located at **Municipal No. 65 Beach Road, Hamilton,** pursuant to Subsection 21 of Section 43 of The Planning Act, R.S.O. 1980, Chapter 379; now Subsection 20 of Section 31 of The Planning Act 1983.

    Explanatory Note - The Order dated November 11, 1982 is now in compliance. The owners carried out the work of demolition and clearing themselves and hence the City did not have to make use of this By-law to have the work done.

15. That approval be given to the sale of a surplus parcel of land at **53 Wood Street East,** 26' x 58' to John Szalai and Cecile Szalai in the total amount of $4,000.00.

    A $400.00 cash deposit is being held by the Treasury Department. The proceeds of this sale are to be credited to Account 0412 Y71013.

    This Offer to Purchase is subject to the approval of the Minister of Municipal Affairs and Housing and Canada Mortgage and Housing Corporation.

16. That the City **pay compensation to Mid-Canada Supply & Equipment (Wentworth) Ltd.** for all tenant's interest in the property known as 429 James Street North in the amount of $31,000.00, all inclusive, pursuant to the expropriation of said interest on January 13, 1965 under Instrument 299895 HL.

    Explanatory Note - This settlement represents the completion of all compensation payable in respect of the North End Urban Renewal Scheme. The conclusion of same constitutes an achievement of perseverance by all concerned and acceptance of this transaction is respectfully recommended.

17. With reference to **Designated Property Grants** - that the $10,000.00 allocated for Interim Funding for the Provincially Funded Designated Property Grant Programme for 1983 be carried over to 1984, and that the Finance Committee be requested to carry over the $10,000.00 previously allocated for 1983 to 1984.

    Explanatory Note -For the information of City Council, this is a clearing account and all moneys advanced by the City plus 10% administration fee are reimbursed by the Province of Ontario.

18. That the following list of applicants be submitted to City Council for approval authorizing the Department of Community Development to process grants and/or loans in an amount not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under The Property Standards By-law No. 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.)

    That the officials of the Corporation involved in these Programmes be authorized to take all action that is necessary to process these loan applications and that the

Mayor and City Clerk be authorized to execute on behalf of the City any documents required in connection with the Ontario Home Renewal Programme.

M. Dyett	75 Tragina Avenue South
T. Goddard	164 Glencairn Avenue
A. Powell	9 Grafton Avenue
C. Kudrensky	207 Hess Street North

19. That leave be granted to introduce the following Bills:

(a) Bill D-177 - By-law to Amend Zoning By-law No.75-61 as Amended by By-law No. 75-175 respecting land located at Municipal Nos. 205 Cannon Street East and 193 King Street West

(b) Bill D-178 - By-law to Amend Zoning By-law No. 6593 respecting land located at Municipal No. 129 Rebecca Street

(c) Bill D-179 - By-law to Remove part of "Oakington Estates (Phase 5)" Registered Plan of Subdivision from Part-lot Control

Respectfully submitted,

JDT:bg
November 30, 1983

Alderman W. M. McCulloch
Chairman

N O R M A N H U R S T

N E I G H B O U R H O O D

P L A N A N D P R O G R A M M E

November 1983
WP0121P

APPENDIX "A" referred to in Item 4 of the 24th Report of the Planning and Development Committee

ACKNOWLEDGEMENT

THE FOLLOWING CITIZENS PARTICIPATED IN THE DEVELOPMENT OF THE PLAN. THEIR TIME AND EFFORTS ARE APPRECIATED.

Jim Boyle
137 Selkirk Avenue
Hamilton L8H 5M1
545-6478

Brian Cross
97 Selkirk Avenue
Hamilton L8H 5L8
Res.: 544-4039

William and Lillian Davidson
288 Tolton Avenue
Hamilton L8H 5P5
Res. 545-8571

Donna Epifani
191 Julian Avenue
Hamilton L8H 5R8
547-7901

Bill Fegan
279 Glennie Avenue
Hamilton L8H 5W5
545-7837

William and Jacqueline Fisher
147 Selkirk Avenue
Hamilton L8H 5M1
544-2351

Eleanor Harlos
345 Parkdale Avenue North
Hamilton L8H 5Y1
545-4323

Ken Hayes
144 Selkirk Avenue
Hamilton L8H 5M2
547-6135

Ken Heslop
596 Britannia Avenue
Hamilton L8H 2A4
Res.: 549-1927
Bus.: 549-5201

Ed Leblanc
85 Selkirk Avenue
Hamilton L8H 5L8
Res.: 545-9338

Jim Lehane
89 Selkirk Avenue
Hamilton L8H 5L8
Res.: 545-6092
Bus.: 549-5231, extension 2205

Don Lemanes
141 Selkirk Avenue
Hamilton L8H 5M1
547-0934

George Lemanes
93 Selkirk Avenue
Hamilton L8H 5L8

Bob McBride
582 Britannia Avenue
Hamilton L8H 2A2
547-7108

Gordon Meldrum
280 Glennie Avenue
Hamilton L8H 5W6
Res.: 545-6516

Dave Mitchell
McQuesten Legal and Community Services
360A Queenston Road
Hamilton L8K 1H9

Pauline Olinski
346 Guelph Street
Hamilton L8H 3C7
545-3300

Ken Stephens
194 Adeline Avenue
Hamilton L8H 5T8
Res.: 545-3128

Diane Whitworth
39 Goggin Avenue
Hamilton L8H 3C2
Res.: 545-3070

Alderman F. Lombardo
City Hall

Alderman R. Wheeler
City Hall

Alderman S. Collins
City Hall

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3	ZONING CHANGES

PREFACE

NEIGHBOURHOOD PLANNING IN THE CITY OF HAMILTON

The Hamilton-Wentworth Region Planning and Development Department is responsible for the development of neighbourhood plans for residential neighbourhoods in the City of Hamilton.

The plans consist of a map, indicating future (long-term) land uses for the area, as well as a text which provides guidelines for future public and private development. The Neighbourhood Plan is approved by City Council and becomes City policy. Any Official Plan changes and zoning changes occur after the adoption of the Neighbourhood Plan.

In order to establish guidelines, it is necessary to consider established trends, problems, needs and desires of residents of the neighbourhood. The Planning and Development Department works with a Citizens' Planning Committee comprised of residents and business people of the area and together they:

i) identify problems which presently exist in the neighbourhood;

ii) identify the needs of the local residents; and

iii) exchange information and ideas.

NORMANHURST NEIGHBOURHOOD PLAN

Normanhurst Neighbourhood is an area of approximately 85 hectares (213 acres) with a total population of 3,835 residents (1980 Assessment). It is located three miles to the east of the downtown below the Escarpment. Its boundaries are Strathearne Avenue on the west, the C.N.R. Mainline Tracks on the north, Parkdale Avenue on the east, and Queenston Road on the south.

The neighbourhood contains a number of areas of different land uses. North of Barton Street is an industrial area, a compact residential area, and a large park, Mahoney Park.

South of Barton is generally an area of single family homes which are well maintained and located on large lots. Most homes have off-street parking. The houses were developed starting after 1920 with a large number developed during and shortly after World War II. Development continued in the area in the 1960's.

Commercial uses are situated on Queenston Road and Parkdale Avenue, which are arterial roads. There are other smaller commercial areas located on Barton Street East, Melvin Avenue, and Main Street East. The Strathbarton Mall is located on the north side of Barton Street East.

There are two schools in the area. Parkdale Public School contains grades from Kindergarten to five. Its enrollment has increased 4.0% in the past five years, which is contrary to the City's general trend of decreasing enrollments in public schools. Parkdale also has the "Doors of Friendship School", which is a community school set up by the Board of Education and the Ontario Ministry of Education. The community school is staffed by a member of the Board of Education. It provides programs for all age groups in the daytime and/or evening. A mixture of social, recreational, and educational programs is developed. The school is dependent upon participation from the community, especially volunteers to assist in using the services.

Sir Winston Churchuill Secondary School serves grades 9 through 12. Its 1981 enrollment was 1,368 students, which is an 11.2% decline over the past five years. Attached to the school is a recreation centre which serves Normanhurst and surrounding neighbourhoods by providing pool facilities, meeting rooms, gymnasia and programmed activities.

Parkland and Open Space are ample in the area, based upon standards set out in the Official Plan. At least 1.0 hectares/1,000 people of Neighbourhood Park and Community Park are recommended in the Official Plan.

Mahoney Park and Parkdale Park have 3.7 hectares (9.1 acres) each. The Ontario Hydro Right-of-Way bordering Strathearne Avenue provides a total of 2.9 hectares (7.3 acres) of land, of which 2.1 hectares (5.2 acres) are vacant and could be used as Open Space/Parkland. With 9.5 hectares (23.4 acres), Normanhurst exceeds the minimum requirements of the Official Plan. Mahoney Park is generally used for "active" recreation, such as baseball. Parkdale Park provides both "active" and "passive" recreational facilities, including tennis courts, ice rink, and large grass areas with many trees and picnic tables.

The Normanhurst Neighbourhood is a stable residential area with limited scope for change. The Neighbourhood Plan and Program proposes the retention of single family homes; reduction in the size of commercially designated areas which intrude into residential areas along Melvin Street and Main Street East; and permitting only general industry in the industrial area north of Barton Street East.

The purpose of the Plan and Program is to provide a guide for future redevelopment and improvement to the Neighbourhood. The following goals, aims, and policies should be considered by Council, City and Regional staff, other agencies, and the private sector when changes are proposed in the Neighbourhood.

THE NEIGHBOURHOOD PROGRAM

A) LAND USE

Designation of land uses will direct future development or redevelopment. Normanhurst is basically a stable low density residential area. The designations will protect and preserve the generally residential nature of the area.

GOAL

Normanhurst will continue as a predominantly residential Neighbourhood providing an attractive environment in which to live. Any new development should not negatively affect existing residences.

OBJECTIVE 1

The interior of the Neighbourhood will contain predominantly low density residential uses with higher densities located on the periphery, where necessary.

POLICIES

Existing low density residential areas, as shown on Map 1, are to be retained.

ACTIONS

1. The City will maintain residential zoning as it presently exists in the interior of the Neighbourhood, except as noted in Objective 2, Policy 4.

2. The Official Plan will be amended for the Melvin Avenue area to designate the area from "Commercial" to "Residential" (see Map 2 - Official Plan Amendments).

3. The Official Plan will be amended to designate the area north of Barton Street East, west of Parkdale Avenue, east of Adeline, and south of Mahoney from "Industrial" to "Residential"

4. The area on the north side of Melvin Avenue will be rezoned from "H" (Community Shopping and Commercial, etc.) to "C" (Urban Protected Residential).

OBJECTIVE 2

To provide for different scale, type, and location of commercial activities.

POLICIES

1. Queenston Road and Parkdale Avenue will be the main strip commercial areas in the area.

2. A small commercial node serving essentially the Neighbourhood's population will be located on Melvin Avenue between Walter Avenue and Ivon Street.

3. Small commercial nodes will be retained on:

   i) the north side of Main Street from Normanhurst Avenue to Strathearne Avenue; and

   ii) Barton Street East between Walter Avenue and Strathearne Avenue.

4. Small commercial establishments with minimal environmental impact (i.e. small variety stores, hair

E

salons) serving the Neighbourhood's population will be considered on an individual basis for location within the residential areas of the Neighbourhood.

5. Expansion of commercially designated areas will be allowed to permit additional parking for commercial areas on Main Street, Queenston Raod, and Barton Street East, provided the environmental impact is minimal. The parking areas are to be separated from the residential area by a 1.5 metre planting strip and closed board privacy fence.

6. The Strathbarton Mall will be designated "Commercial" in recognition of its existing use.

7. The parking area to the rear of 90 Melvin Avenue will be designated "Commercial" in recognition of its existing use.

ACTIONS

1. Existing commercial zoning ("H") will remain along Parkdale Avenue and Queenston Road.

2. The Offical Plan will be amended to designate the area on the west side of Parkdale Avenue from "Residential" to "Commercial".

3. The Offical Plan will be amended to designate the Strathbarton Mall as "Commercial".

4. The Strathbarton Mall will be rezoned from "K" (Heavy Industry, etc.) to "G-1" (Designed Shopping Centre).

5. The parking area to the rear of 90 Melvin Avenue will be rezoned from "H" (Community Shopping and Commercial, etc.) to "G-3" (Public Parking Lots).

OBJECTIVE 3

To maintain a strong general industrial base to provide jobs and preserve the industrial tax base.

POLICIES

1. The existing industrial area north of Barton Street East will be for general industrial uses.

2. The general industrial area will serve as a transitional area between the heavy industry north of the C.N.R. Tracks and the residential area south of Barton Street East.

3. Existing uses will be permitted under the general industrial designation except for the scrap yard operation.

ACTION

1. The lands north of Barton Street East, which are presently zoned "K" (Heavy Industry, etc.), will be rezoned to "J" (Light and Limited Heavy Industry, etc.).

B) NEIGHBOURHOOD SERVICES

The provision of neighbourhood services is essential to the well-being of residents of the neighbourhood and surrounding areas. Neighbourhood services include parks, recreational programs, schools, and churches.

Parkland provides opportunity for both spontaneous and programmed forms of recreation for all age groups. It is desirable to provide parkland within walking distance of all residents.

Institutional uses serve as focal points for community participation in a neighbourhood.

GOAL

A high quality of Neighbourhood services such as parks, recreational programs, schools and churches should be provided for neighbourhood residents in the future.

OBJECTIVE 1

To increase the amount of neighbourhood oriented recreational facilities.

POLICIES

1. Mahoney Park will be redeveloped with consideration given to provide additional neighbourhood oriented recreational facilities and landscaping.

2. The Ontario Hydro Right-of-Way will be developed as Open Space, which will permit some forms of recreational development (i.e. pathways, playground, sitting areas, etc.).

3. In addition to recreational uses along the Ontario Hydro Right-of-Way, as described in Policy 2 (above), abutting owners will be permitted to rent or lease land on the Ontario Hydro Right-of-Way for gardening purposes as long as it does not interfere with recreational development.

4. There will be four playgrounds established in the neighbourhood at Parkdale Public School, Mahoney Park, Parkdale Park, and the Ontario Hydro Right-of-Way north of Britannia Avenue.

ACTIONS

1. The City will lease land from Ontario Hydro at a nominal fee plus maintenance costs.

2. The City will consider the allocation of funds in its budget and apply for funds from other levels of government for the establishment of facilities as listed in the policies.

OBJECTIVE 2

Pathways will be established to provide attractive and convenient areas for walking and bicycling.

POLICIES

1. A pathway will be established along the Ontario Hydro Right-of-Way from Main Street East to Barton Street to join Montgomery Park with Strathbarton Mall and the Hamilton Waterworks' Pipeline (which serves as an open space "link" in the adjacent neighbourhood) running to the south-west. The pathway should not be located closer than 8 metres to the rear lot line of properties adjacent to the Right-of-Way.

2. In addition to the pathway, a playground area, sitting areas, flower beds, and other "passive" recreational facilities will be established.

ACTION

1. The City will consider the allocation of funds in its budget and apply for funds from other levels of government for the development of the Ontario Hydro Right-of-Way.

OBJECTIVE 3

Sir Winston Churchill Secondary School/Recreation Centre and Parkdale Public School will be recongized as multi-use facilities and the focal point for neighbourhood activities.

POLICY

1. Neighbourhood programs and activities continue to be fostered and encouraged at Parkdale Public School and Sir Winston Churchill Secondary School/Recreation Centre.

ACTIONS

1. The City of Hamilton, through the Department of Culture and Recreation, will continue their co-operation with the Board of Education in the provision of programs and facilities for community participation.

2. The Board of Education will be informed that the City encourages the continuance of the "Doors of Friendship" Community Group.

C) TRAFFIC AND PARKING

The traffic system of a neighbourhood operates as part of the overall system of the City. Consequently, not all local concerns can be rectified without affecting the City's system. However, it is desirable to maintain a balance between the two dependent systems to ensure that one does not override the other.

GOAL

Roads and sidewalks should provide ready and safe vehicular and pedestrian access throughout the Neighbourhood.

OBJECTIVE 1

Problem intersections will be improved.

POLICIES

1. The following intersections be investigated:

   i) Barton and Strathearne to ensure adequate truck turning movements in light of Policy 1 of Objective 2 (below);

   ii) Brittania Avenue and Parkdale Avenue; and

   iii) Roxborough Avenue and Strathearne Avenue.

2. The establishment of "advance green" traffic lights at Barton Street East and Parkdale Avenue be considered.

3. The possibility of locating the "stop line" on Walter at Barton Street further to the south to provide better bus turning movement be considered.

4. Queenston Traffic Circle be reviewed to improve pedestrian access to Montgomery Park.

ACTION

1. The Traffic Department, in consultation with the Regional Engineering Department, will review the above-noted intersections to determine the improvements necessary to improve existing situations.

OBJECTIVE 2

Through traffic on local streets will be minimized.

POLICIES

1. Methods of reducing or diverting through traffic from Britannia Avenue, including removal of the twelve-hour truck route, signage, directing traffic to Burlington Street west of neighbourhood and possible road closures will be investigated and implemented if feasible.

ACTION

1. The Regional Engineering Department and City Traffic department will be requested to carry out the review.

D) ENVIRONMENT

There has been an identified problem with "black dust" or "soot" in the area. Other pollution, possibly including SWARU pollution, affects the area. There are provincial regulations which handle various types of pollution. Officials are dependent upon citizens to assist in identifying the source of the pollutant and the time it occurs.

The appearance of the environment can also be improved by its beautification.

GOAL

The environment will be improved.

OBJECTIVE 1

The quality of air in the area be improved.

POLICY

1. All regulations relating to air pollution be enforced by the Ministry of the Environment.

ACTIONS

1. Residents will inform the Ministry of the Environment when problems occur in level of air quality.

2. The idea that 'cash rewards and citations will be given where pollution complaints lead to convictions under the Environmental Assessment Act' will be sent to the Pollution Control Committee.

OBJECTIVE 2

Improve the appearance of the environment.

POLICIES

1. Residents will be informed of the City scheme to plant a tree, free of charge, in their front yard on the road allowance.

2. Retention of large mature trees will be encouraged.

3. Additional planting and vegetation will be established on the Ontario Hydro Right-of-Way.

ACTIONS

1. The City will inform residents of the tree planting program stated in the policies.

2. The City will lease the Ontario Hydro Right-of-Way and develop a landscaping plan for the area.

E) PROPERTY MAINTENANCE

GOAL

A high standard of maintenance will be applied in the Normanhurst Neighbourhood.

OBJECTIVE 1

Maintenance of buildings, their grounds, paths, and open space will be to a high standard.

POLICIES

1. Homeowners will be encouraged to maintain their property at a high standard and certainly not lower than the Property Standards By-law.

2. The Property Standards By-law will be enforced for all structures in the area where maintenance is below standard.

3. Residential owners will be encouraged to use grants and loans available through the municipality (e.g. Ontario Home Renewal Program) to modernize their properties.

ACTIONS

1. The City will enforce the Property Standards By-law.

2. The City will publicize housing rehabilitation assistance programs.

F) REHABILITATION AND IMPROVEMENT

GOAL

The area will be modernized to better suit the needs of the neighbourhood.

OBJECTIVE 1

Rehabilitation and improvement of property will be encouraged.

POLICY

1. Residential owners will be encouraged to use grants and loans available through the municipality (e.g. Ontario Home Renewal Program) to modernize their properties.

ACTION

1. The City will publicize the various programs.

OBJECTIVE 2

Rehabilitation of the neighbourhood will take place.

POLICY

1. Parks, roads and other services will be upgraded.

ACTION

1. The City will consider the allocation of funds in its budget and apply for funds from other levels of government for the upgrading of services.

G) SOCIAL DEVELOPMENT

GOAL

Social development of the neighbourhood should accompany its physical development.

OBJECTIVE 1

Citizens and/or a neighbourhood association will take part in the implementation of the Neighbourhood Plan.

POLICIES

1. A neighbourhood association will be set up, possibly in conjunction with the "Doors of Friendship", to monitor and comment on actions required to implement this plan, on development proposals and ongoing and new issues which are raised.

2. A neighbourhood watch program will be set up.

ACTIONS

1. The City will ask members of the Neighbourhood Planning Committee to initiate a neighbourhood association.

2. The City will send a letter to the Police Department requesting a neighbourhood watch program.

H) REVIEW OF THE PLAN

GOAL

A system to measure the effectiveness of the plan be established

OBJECTIVE 1

The plan will be monitored and reviewed.

POLICIES

1. The plan will be monitored by measuring the progress that has been made towards implementation.

2. The plan will be reviewed after five years to see if the basic assumptions of the plan are valid, to see whether there are any new issues, and to see if the plan needs revision.

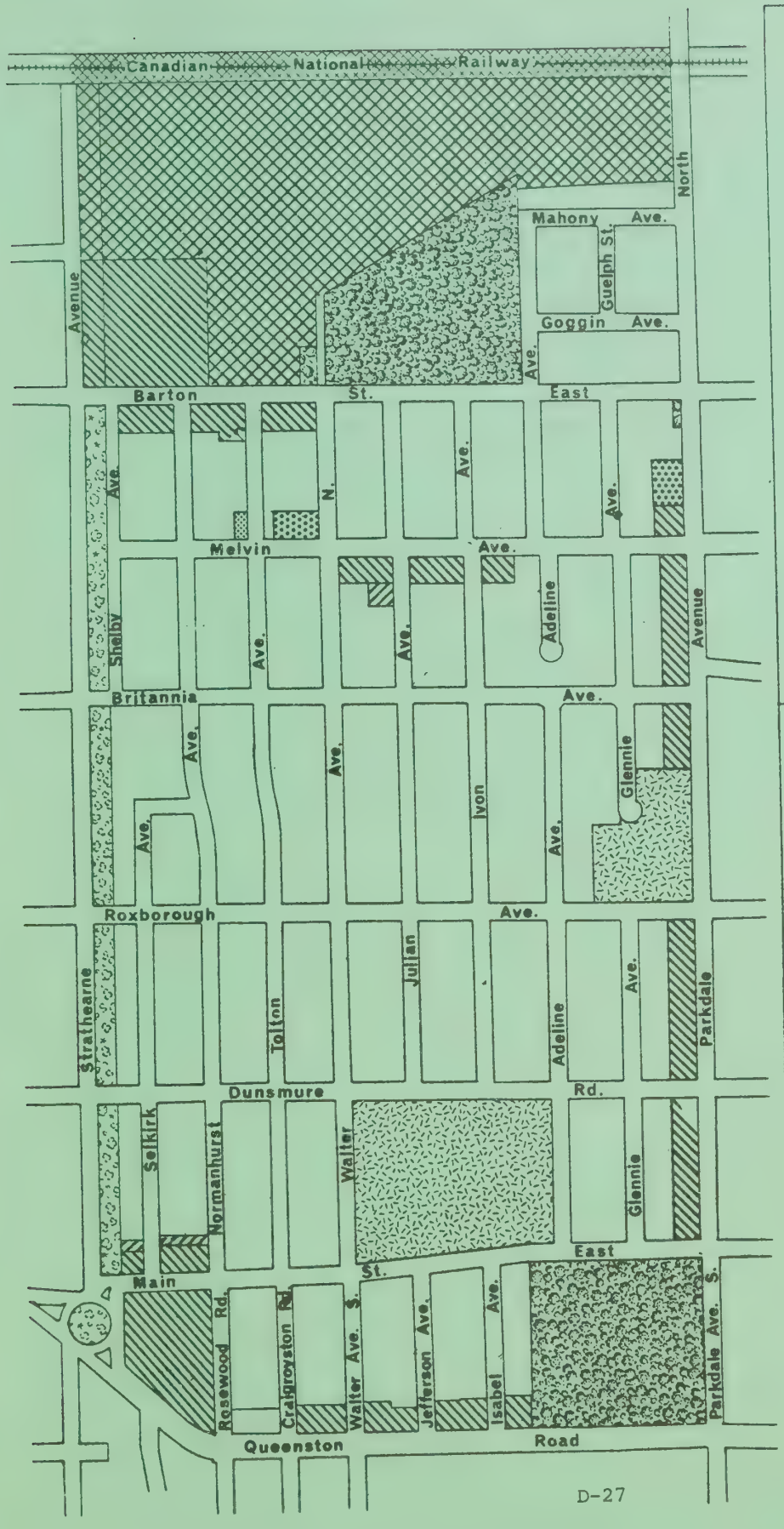
ACTION

1. The Neighbourhood Association and the City of Hamilton will monitor and review the plan.

USE OF THE DOCUMENT

Designations generally follow ownership lines. Minor modifications to ownership lines which involve a change of use will not need neighbourhood plan changes. Where designations straddle a property, the designations are flexible as long as the spirit and intent of the plan are maintained. Once the map and text are approved by Council, they become City policy. However, there may be a need to change the approved plan over time to reflect new situations.

MAP 1



LAND USE

RESIDENTIAL
- single & double
- low density Apts.
- medium density Apts.

COMMERCIAL

INDUSTRIAL (General)

CIVIC & INSTITUTIONAL

PARK & RECREATIONAL

OPEN SPACE

UTILITIES

COMMERCIAL PARKING

CITY OF HAMILTON

NORMANHURST

PROPOSED PLAN

NORTH

50 0 50 100

January 1983

Planning and Development Department
Hamilton-Wentworth Region



MAP 2

Official Plan Amendments

1. From Industrial to Commercial
2. From Industrial to Residential
3. From Commercial to Residential
4. From Residential to Commercial
5. From Open Space to Industrial

CITY OF HAMILTON

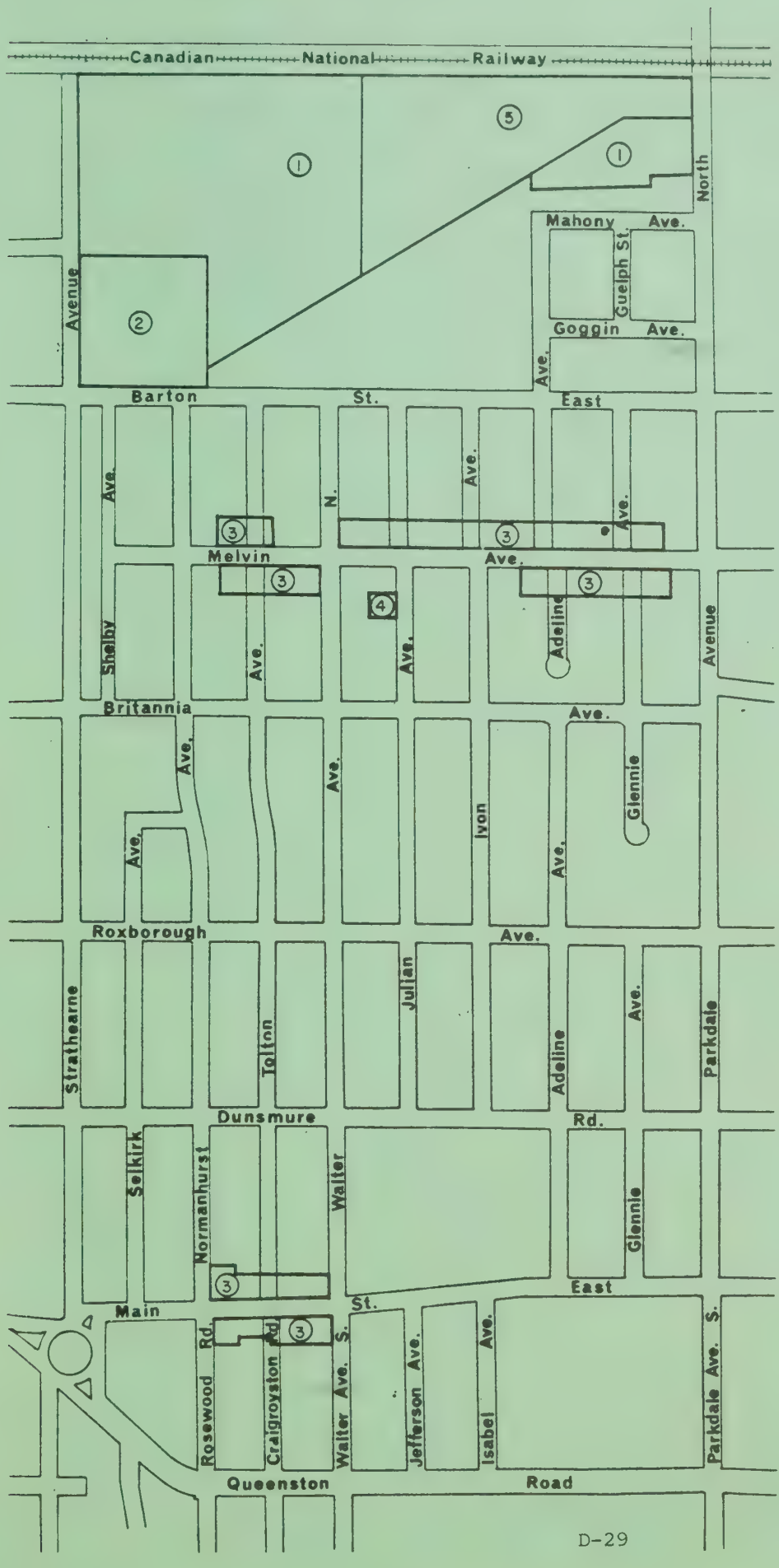
NORMANHURST

NORTH

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January 1983

Planning and Development Department
Hamilton-Wentworth Region



MAP 3

Rezonings

1. From "K" to "J"
2. From "K" to "G-1"
3. From "H" to "C"
4. From "H" to "G-3"
5. From "K" to "J" Modified

CITY OF HAMILTON

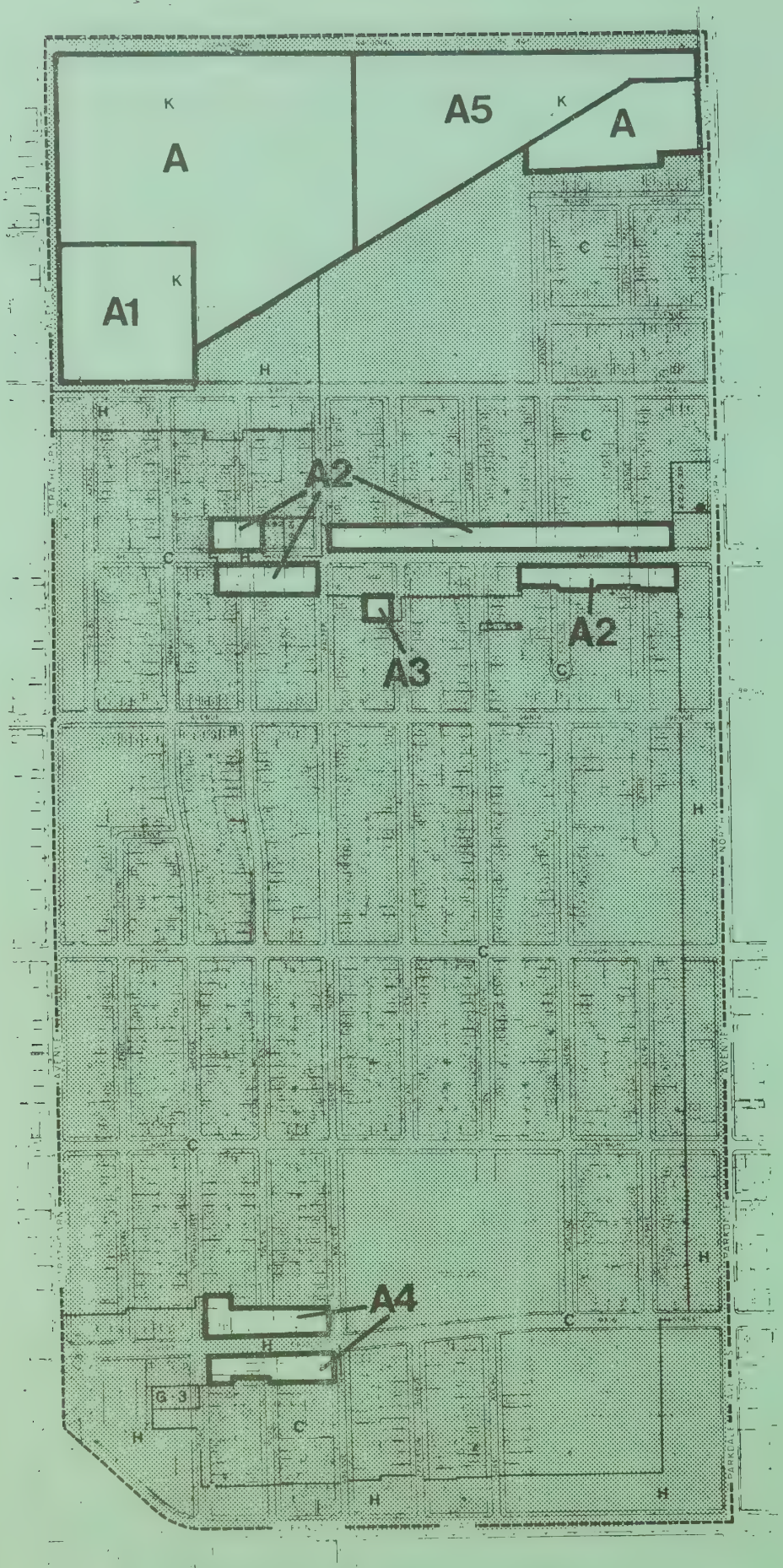
NORMANHURST

NORTH

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January 1983

Planning and Development Department
Hamilton-Wentworth Region



LEGEND

Schedule A From "K" to "J"
Schedule A1 From "K" to "G-1"
Schedule A2 From "H" to "C"
Schedule A3 From "H" to "G-3"
Schedule A4 From "H" to "C"
Schedule A5 From "K" to "J" Modified

APPENDIX "B" referred to in Item 4 of the 24th Report of the Planning and Development Committee

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66 105 100
9 52 51

This is not a Legal Document
For Zoning Verification Please
Contact City Building Department

CITY OF HAMILTON

NORMANHURST

INDEX PLAN

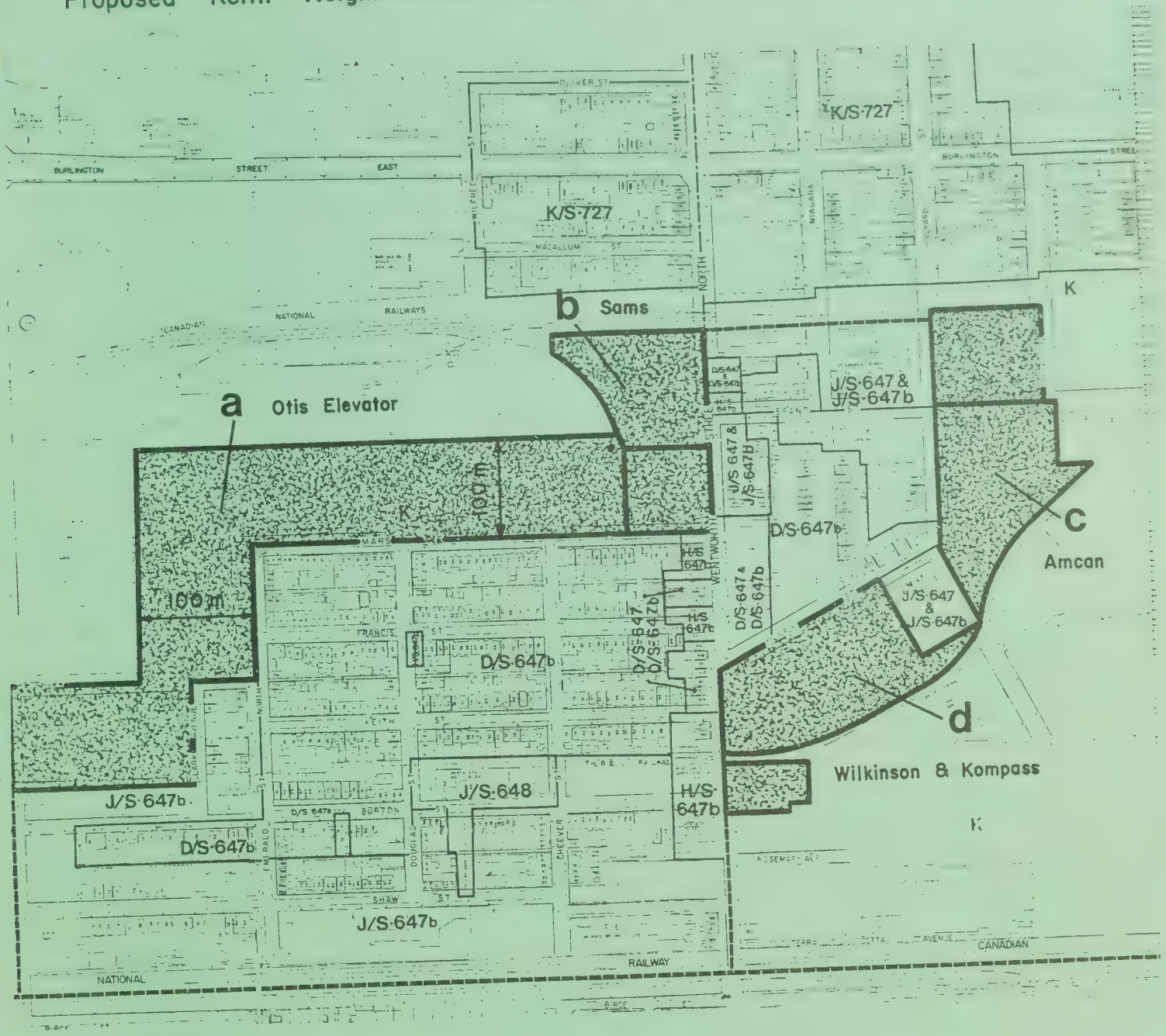
Neighbourhood Boundary
Zoning Boundary

Prepared for The City of Hamilton

6508 September 19[illegible] 105

Proposed Keith Neighbourhood Zoning Buffer

Plan I



Subject Area for Zoning By-law Amendment 83K and Official Plan Amendment No. II

APPENDIX "C" referred to in Item 5 of the 24th Report of the P. & D. Comte.

N

LEGEND

a Zoning By-law to Allow Metal Products Manufacture

b Zoning By-law to Allow Salvage Yard

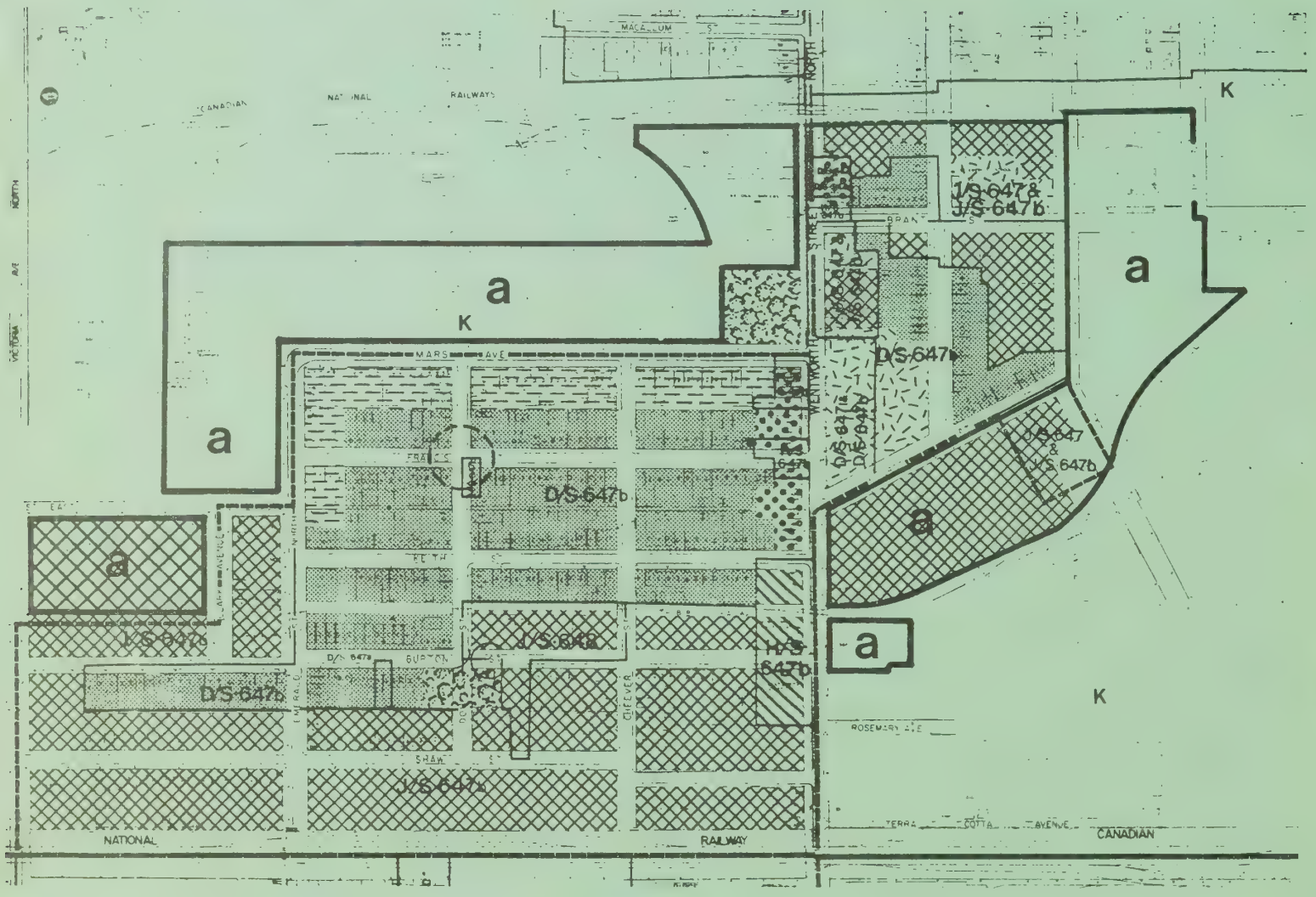
c Zoning By-law to Allow Metal Products Manufacture and Aluminum Manufacture

d Zoning By-law to Allow Metal Products Manufacture

E

Keith Neighbourhood Approved Plan and Proposed Changes

Plan 2



APPROVALS

Planning and Development Committee : September 27, 1978. Council : October 10, 1978

N.B. : UNDESIRABLE INDUSTRIES TO BE AT A DISTANCE OF 1/4 MILE FROM RESIDENTIAL DESIGNATIONS.

APPENDIX "D" ref. to in No. 5 of the 24th Report of the Planning & Dev. Committee

N

LEGEND

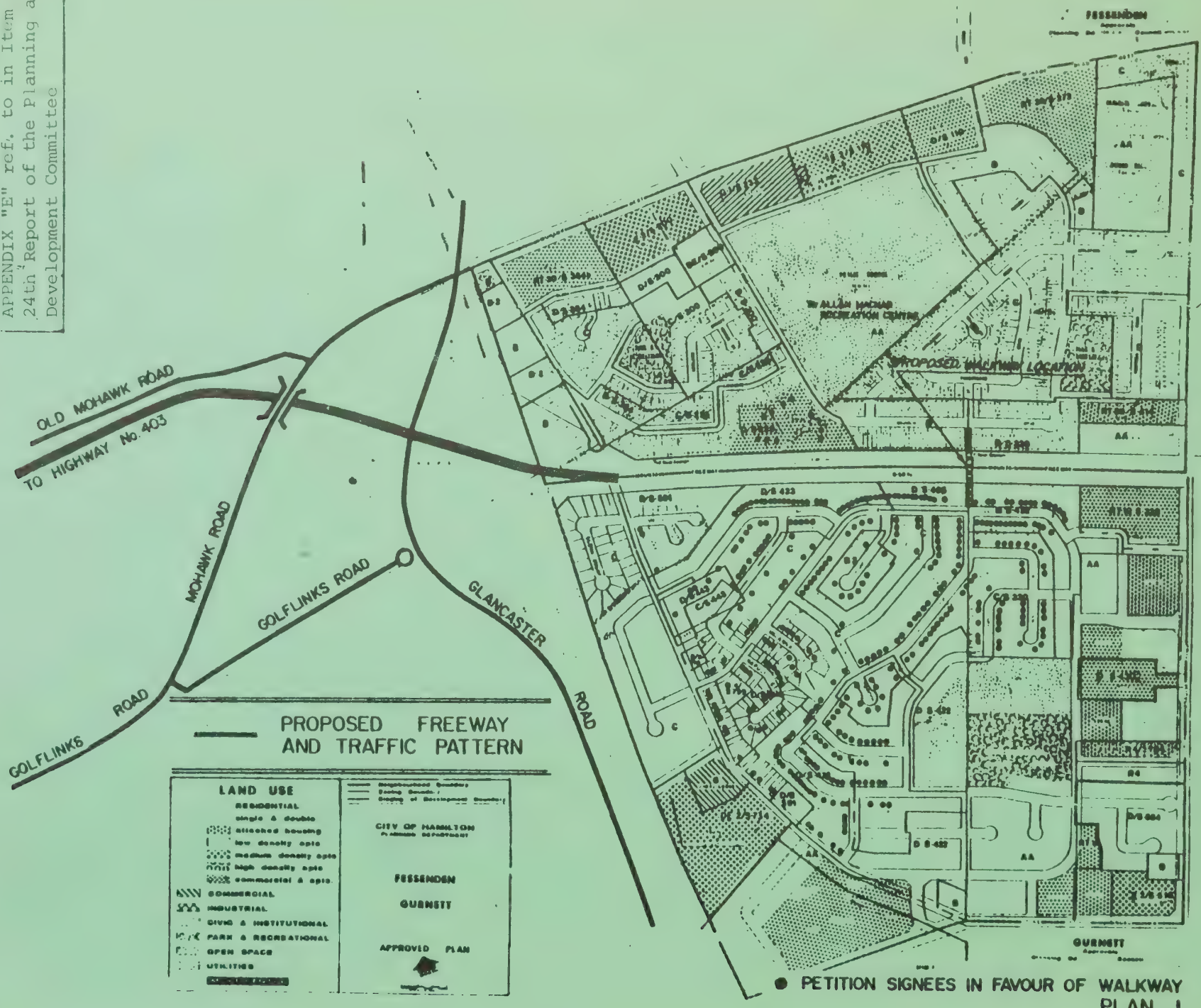
- Residential
- Restricted Residential
- Institutional
- Commercial
- Commercial Area
- Mixed Commercial / Restricted Residential
- Industrial
- Restricted Industrial
- Park Area

PROPOSED CHANGES

a to Restricted Industrial

b delete 1/4 mile setback between Residential designations and Undesirable Industries

APPENDIX "E" ref. to in Item 6, 24th Report of the Planning and Development Committee



APPENDIX "E"

D-33

APPENDIX "E"

E

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **TWENTYTHIRD** Report for 1983 and respectfully recommends:

1. At its meeting held November 8, 1983, City Council, in adopting Section 11 of the 20th Report of the Transport and Environment Committee, referred the following resolution to the Legislation Committee for consideration:-

   11. WHEREAS there is presently an area of communication between staff and members of Council which occasionally causes disagreement and misunderstanding respecting whether or not both Ward Aldermen should be advised in advance of items which are to appear on the agenda of the Transport and Environment Committee -

   IT IS THEREFORE RECOMMENDED that:

   (i) This matter be referred to the Legislation Committee for consideration, and

   (ii) In the interim, Council reconfirm the past procedure of both Ward Aldermen being advised, in advance, of items which will be placed on the Transport and Environment Committee agenda.

   The Legislation Committee respectfully recommends that the procedure currently in operation within the Transport and Environment Committee of both Aldermen being advised in advance of items which will be Agenda items, be discontinued.

2. That the City Solicitor be authorized and directed to undertake the preparation of a by-law to amend Licensing By-law No.79-323, to Permit a Reciprocal Agreement with other Ontario Municipalities for the acceptance of Master Plumbers' Licences.

   Explanatory Note - For the information of the members of City Council, various Ontario Municipalities have made arrangements, subject to Municipal Council approval, that a Master Plumber licensed in another municipality would not be required to write an examination in any other municipality with a similar Agreement.

3. (a) That the Provincial Government, through the Association of Municipalities of Ontario be requested to amend existing legislation to permit an increase in the ceiling on licence fees now authorized under the Municipal Act, in order to cost-recover the administrative expenses in the Licensing Function, and

(b) That the Association of Municipalities of Ontario be requested to reconfirm its support of Bill 11, on municipal licensing and request that the Provincial Government reintroduce the Bill as soon as possible.

4. That leave be granted to introduce the following Bills:-

(a) Bill E-36 - By-law to confirm proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully recommended,

December 6, 1983
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its **SEVENTEENTH** Report for 1983 and respectfully recommends:

1. Approval of the following contract:-

   MOTOROLA LTD., Hamilton, Ontario

   To supply all labour, material and equipment required for the Maintenance of Mobile Radio Equipment in accordance with specifications issued by the Director of Purchasing and Vendor's Tender, for 23 Months, as follows:

   Maintenance of Fire Department Equipment at $734.75 Per Month...$16,899.25

   Removal & Installation for Sedans, Station Wagons, Vans, Etc.,

   Removals at $20.00 Each
   Installations at $60.00 Each

   Removal & Installation, Fire Pumpers, Aerial Trucks, Rescue Units, Etc.

   Removals $35.00 Each
   Installations at $240.00 Each

   Note: Lowest of 3 tenders.

2. That an amount of $50,896.49 be provided in the Personnel Department budget for the year 1984 for the purpose of establishing a First Aid Room in the City Hall, immediately adjacent to the Personnel Department.

3. That Mr. Edward C. Matthews, C. A., be appointed to the position of City Treasurer, Salary Schedule A: $58,529.64, $61,730.24, $65,097.76, $68,633.76, $72,690.80 per annum. Mr. Matthews to be paid $61,730.24 per annum, effective January 1, 1984.

4. (a) Approval of the re-organization and salary classifications for the City Clerk's Department, as set out in the attached Schedule "A".

(b) That the rates set out in Schedule "A" for Union positions be effective February 1, 1983, and that the rates for Non-Union positions be effective January 1, 1983.

(c) That the Organization Chart - City Clerk's Department, attached hereto as Schedule "B", be approved.

(d) That the Director of Personnel be instructed to post the following positions:-

(i) Director of Administration - Deputy City Clerk

(ii) Senior Legislative Assistant

(iii) Supervisor of Records

(iv) Legislative Assistant

(e) That the Chief Administrative Officer, in consultation with the City Clerk transfer, where possible, committee secretary services of sub-committees to the appropriate department.

(f) That committee secretary services for any future sub-committees or special purpose bodies be assigned to the appropriate department.

5. Approval of the Appointments and Terminations in permanent and temporary service with The Corporation to December 7, 1983, as set out on the list appended hereto.

6. That leave be granted to introduce the following Bill:-

(a) Bill F-3 - By-law to Appoint a City Treasurer.

RESPECTFULLY SUBMITTED,

ALDERMAN P. COWELL,
CHAIRMAN.

K. E. Avery, Secretary,
December 7, 1983.

SCHEDULE "A"

REFERRED TO IN SECTION 4 OF THE SEVENTEENTH REPORT OF THE PERSONNEL COMMITTEE.

CITY CLERK'S DEPARTMENT

	PRESENT SALARY RANGE	PRESENT SALARY SCHEDULE	PROPOSED SALARY RANGE	PROPOSED SALARY SCHEDULE
City Clerk	$45,762.08 - $56,558.84	D	$50,294.92 - $62,361.00	C
Deleted Positions				
Deputy City Clerk	$40,513.20 - $48,718.28	F		
Assistant Secretary Board of Control & Executive Assistant to the Controllers (Director of Administration)	$34,532.68 - $41,180.36	H		
Administrative Assistant	$26,647.40 - $31,779.80	115		
Committee Secretary & Supervisor of Records	$23,379.72 - $27,772.16	113		
New Positions				
Director of Adminstration and Deputy City Clerk			$43,266.60 - $52,511.68	E
Senior Legislative Assistant			$31,375.24 - $37,416.08	117
Supervisor of Records			$29,200.60 - $34,422.96	116
Legislative Assistant			$26,647.40 - $31,779.80	115

Present Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
Assistant City Clerk	116	$29,200.60-$34,422.96	$34,422.96 (maximum)	Legislative Assistant	115	$26,647.40-$31,779.80	$34,422.96 (maximum)	Red Circled
Licence Administrator	114	$24,785.80-$29,558.36	$29,558.36 (maximum)	Same	114	$24,785.80-$29,558.36	$29,558.36 (maximum)	No Change
					113			
Committee Secretary & Office Assistant	113	$23,379.72-$27,772.16	$25,234.56 (3rd step)	Legislative Assistant	115	$26,647.40-$31,779.80	$26,647.40 (1st step)	Reclassify
Chief License Inspector	113	$23,379.72-$27,772.16	$27,772.16 (maximum)	Same	113	$23,379.72-$27,772.16	$27,772.16 (maximum)	No Change
Supervisor of the Service Section	113	$23,379.72-$27,772.16	$27,772.16 (maximum)	Supervisor Printing & Mailing	113	$23,379.72-$27,772.16	$27,772.16 (maximum)	No Change In Salary
Executive Secretary to the Mayor	112	$21,714.68-$25,715.56	$25,715.56 (maximum)	Same	112	$21,714.68-$25,715.56	$25,715.56 (maximum)	No Change
Secretary A	111	$20,180.16-$23,787.92	$23,787.92 (maximum)	Same	111	$20,180.16-$23,787.92	$23,787.92 (maximum)	No Change

Present Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
Secretary A (to the Secretary Board of Control)	111	$19,180.20-$22,655.36	$19,868.68 (2nd step) July 1 - $20,680.40 (3rd step)	Same	111	$19,180.20-$22,655.36	$19,868.68 (2nd step) July 1 - $20,680.40 (3rd step)	No change
Secretary A To the Aldermen) (2)	111	$19,180.20-$22,655.36	$22,655.36 (maximum) (2)	Same	111	$19,180.20-$22,655.36	$22,655.36 (maximum) (2)	No change
Secretary A To the Aldermen)	111	$19,180.20-$22,655.36	$20,680.40 (3rd step)	Same	111	$19,180.20-$22,655.36	$20,680.40 (3rd step)	No change
Secretary A To the Aldermen)	111	$19,180.20-$22,655.36	$19,868.68 (2nd step) July 1 - $20,680.40 (3rd step)	Same	111	$19,180.20-$22,655.36	$19,868.68 (2nd step) July 1 - $20,680.40 (3rd step)	No change
Stenographer B (Mayor's Office)	108	$15,087.28-$17,992.00	$17,992.00 (maximum)	Stenographer I	E-5	$16,105.52-$18,232.84 ($308.89-$349.69 per week)	$18,232.84 ($349.69 per week maximum)	Reclassify
Stenographer B - Board of Control	107	$13,963.56-$16,654.56	$15,247.96 (3rd step) July 1 - $15,933.32 (4th step)	Stenographer A	108A	$16,105.52-$18,232.84	$16,767.70 (2nd step) July 1 - $17,562.84 (3rd step)	Reclassify
Stenographer D	105	$12,601.68-$15,031.12	$15,031.12 (maximum)	Same	105	$12,601.68-$15,031.12	$15,031.12 (maximum)	No change
Licence Inspector I	A-8	$19,697.45-$23,947.90 ($377.78-$459.30)	$23,947.90 ($459.30 per week) maximum	Same	A-9	$20,890.41-$25,017.81 ($400.66-$479.82 per week)	$25,017.81 (maximum)	Reclassify
Licence Inspector II	A-7	$18,634.84-$22,886.85 ($357.40-$438.95 per week)	$22,886.85 ($438.95 per week) maximum (3)	Same	A-7	$18,634.84-$22,886.85 ($357.40-$438.95 per week)	$22,886.85 ($438.95 per week) maximum (3)	No change

Present Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
Licence Inspector II	A-7	$18,634.84-$22,886.85 ($357.40-$438.95 per week)	$20,761.11 ($398.18 per week) (3rd step)	Same	A-7	$18,634.84-$22,886.85 ($357.40-$438.95 per week)	$20,761.11 ($398.18 per week) (3rd step)	No change
		29/9/82 $415.96 (4th step)	$21,628.15			29/9/82	$21,628.15 ($415.96-4th step	
Deputy Divisional Registrar	A-5	$17,437.18-$20,623.98 ($334.43-$395.55 per week)	$20,623.98 ($395.55 per week) (maximum)	Same	A-5	$17,437.18-$20,623.98 ($334.43-$395.55 per week)	$20,623.98 ($395.55 per week) (maximum)	No change
Stenographer I	E-5	$16,105.52-$18,232.84 ($308.89-$349.69 per week)	$18,232.84 ($349.69 per week) (maximum)	Stenographer A	109	$16,286.40-$19,422.00	$19,422.00 (maximum)	Reclassify
Senior Clerk, Printing & Mail Service Division	A-4	$16,770.83-$19,031.10 ($321.65-$365.00 per week)	$19,031.10 ($365.00 per week) (maximum)	Assistant Supervisor Printing & Mailing	110	$17,587.96-$20,974.72	$20,071.48 (4th step)	Reclassify
Senior Switchboard Operator	A-3	$15,576.30-$17,831.36 ($298.74-$341.99 per week)	$17,831.36 ($341.99 per week) (maximum)	Switchboard Operator	E-4	$15,703.53-$16,902.75 ($301.18-$324.18 per week)	$17,831.36 ($341.99 per week)	Red circled
Junior Clerk, Printing & Mail Service Division	A-3	$15,576.30-$17,831.36 ($298.74-$341.99 per week)	$17,831.36 ($341.99 per week) (maximum) (3)	Clerk I - Printing & Mailing	A-3	$15,576.30-$17,831.36 $298.74-$341.99 per week)	$17,831.36 ($341.99 per week) (maximum) (3)	No change in salary
Licence Clerk	E-4	$15,703.53-$16,902.75 ($301.18-$324.18 per week)	$16,902.75 ($324.18 per week) (maximum)	Same	A-3	$15,576.30-$17,831.36 ($298.74-$341.99 per week	$17,831.36 ($341.99 per week) (maximum)	Reclassify

esent Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
enographer II	E-4	$15,703.53-$16,902.75 ($301.18-$324.18 per week)	$16,236.92 ($311.41 per week) (2nd step)	Stenographer I	E-5	$16,105.52-$18,232.84 ($308.89-$349.69 per week)	$16,767.70 ($321.59 per week) (2nd step)	Reclassify
cence Clerk	E-4	$15,703.53-$16,902.75 ($301.18-$324.18 per week)	$16,902.75 ($324.18 per week) (maximum)	Same	A-3	$15,576.30-$17,831.36 ($298.74-$341.99 per week)	$17,831.36 ($341.99 per week) (maximum)	Reclassify
ttery Licence erk	E-3	$14,217.01-$15,439.70 ($272.67-$296.12 per week)	$15,439.70 ($296.12 per week) (maximum)	Same	A-2	$13,982.91-$15,707.18 ($268.18-$301.25 per week)	$15,707.18 ($301.25 per week) (maximum)	Reclassify
formation erk	E-3	$14,217.01-$15,439.70 ($272.67-$296.12 per week)	$15,971.52 ($306.32 per week) Red-circled	Same	E-3	$14,217.01-$15,439.70 ($272.67-$296.12 per week)	$15,971.52 ($306.32 per week) Red-circled	No change
enographer III	E-3	$14,217.01-$15,439.70 ($272.67-$296.12 per week)	$15,439.70 ($296.12 per week) (maximum)	Stenographer I	E-5	$16,105.52-$18,232.84 ($308.89-$349.69 per week)	$16,105.52 ($308.89 per week) (1st step)	Reclassify
formation erk	B-3	$16,139.42-$18,001.34 ($309.54-$345.25 per week)	$18,001.34 ($345.25 per week) (maximum) (2)	Dispatcher	G-3	$16,920.47-$18,872.07 ($324.52-$361.95 per week)	$18,872.07 ($361.95 per week) (maximum) (2)	Reclassify
formation erk	B-3	$16,139.42-$18,001.34 ($309.54-$345.25 per week)	$16,936.64 ($324.83 per week) (2nd step)	Dispatcher	G-3	$16,920.47-$18,872.07 ($324.52-$361.95 per week)	$17,756.28 ($340.55 per week) (2nd step)	Reclassify

resent Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
nformation lerk	B-3	$16,139.42-$18,001.34 ($309.54-$345.25 per week)	$17,467.94 ($335.02 per week) (3rd step)	Dispatcher	G-3	$16,920.47-$18,872.07 ($324.52-$361.95 per week)	$18,313.13 ($351.23 per week) (3rd step)	Reclassify
rinting & Mail ervice Clerk	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Clerk II	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	No change in salary
rinting Service perator Xerography)	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Clerk II	E-2	$13,272,76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	No change in salary
tenographer IV	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Stenographer III	E-3	$14,217.01-$15,439.70 ($272.67-$296.12 per week)	$14,770.74 ($283.29 per week) (2nd step)	Reclassify
tenographer IV	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$13,843.69 ($265.51 per week) (2nd step)	Same	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$13,843.69 ($265.51 per week) (2nd step)	No change
tenographer IV	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Same	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	No change
ypist Clerk II	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Same	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	No change
tenographer IV	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	Typist Clerk II	E-2	$13,272.76-$14,376.56 ($254.56-$275.73 per week)	$14,376.56 ($275.73 per week) (maximum)	No change in salary

Present Position Title	Present Salary Schedule	Present Salary Range	Actual Salary & Step	Proposed Position Title	Proposed Salary Schedule	Proposed Salary Range	Proposed Actual Salary & Step	Misc.
Printing Service Clerk	E-1	$12,563.65-$13,580.91 ($240.96-$260.47 per week)	$12,563.65 ($240.96 per week) (1st step)	Clerk III	E-1	$12,563.65-$13,580.91 ($240.96-$260.47 per week)	$12,563.65 ($240.96 per week) (1st step)	No change in salary
		Total Actual Salaries as of July 1/82	$958,854.14			Proposed Actual Salaries as of July 1/82	$975,776.60	
		Total Actual Salaries as of Sept. 29/82	$959,781.18			Proposed Actual Salaries as of Sept. 29/82	$976,697.64	
		Committee Secretary & Supervisor Landlord & Tenant Bureau	$26,449.80					
		Clerk Typist III(Part-time)	$10,153.33					
		Stenographer IV	$13,272.76					
			$1,009,662.07			Savings	$32,964.43	

F-9

Prepared by: Personnel Department
City Hall, Hamilton

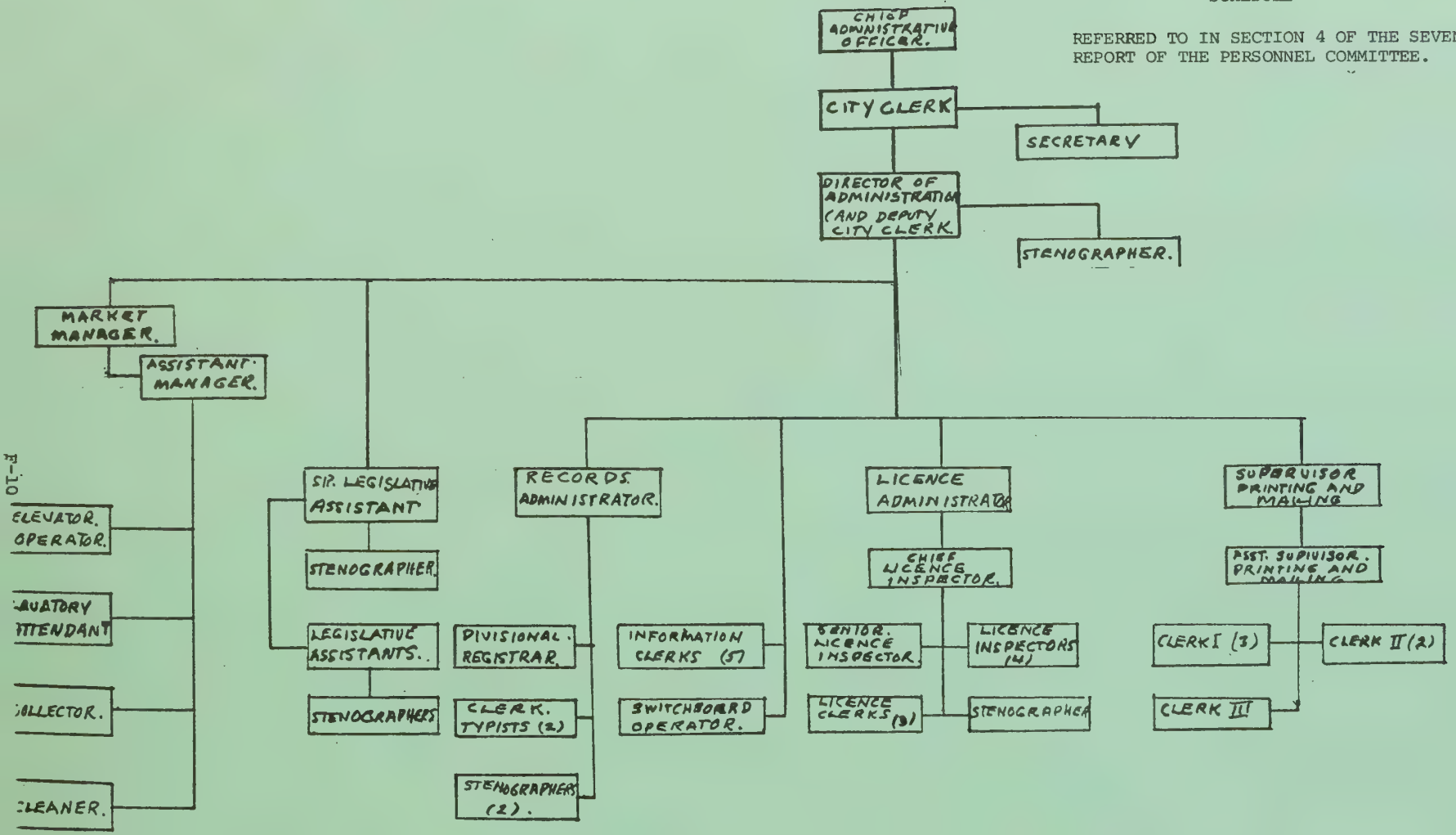
June 17, 1982.

Updated Sept 13/82

Updated Feb. 25/83

SCHEDULE "B"

REFERRED TO IN SECTION 4 OF THE SEVENTEENTH REPORT OF THE PERSONNEL COMMITTEE.



ORGANIZATION CHART- CITY CLERKS DEPT

Dec. '60

REFERRED TO IN SECTION 5 OF THE SEVEENTENTH REPORT OF THE PERSONNEL COMMITTEE.

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Alison Hall	Publicity Assistant III	Hamilton Place	replacement for Robin Laking - promoted	109	$18,019.04 per annum	Sept. 5/83
Mr. John McGrath	Caretaker	Prop. Mtce. Division of Real Estate	replacement for Walter Moriarity - on Long Term Disability	B-2	$323.63 per week	Nov. 14/83
Mrs. Hazel Milsome	Secretary B	Community Development	replacement for Patti Lister - resigned	110	$19,378.32 per annum	Nov. 14/83
Mr. George Nikolica	Foreman II (Cleaning Operations)	Public Works	replacement for Alan Marshall - transferred	12C	$23,364.64 per annum	Nov. 7/83

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Karl Boehner	Garbageman	Public Works	retirement	24 years & 7 months	Nov. 13/83

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. John Adam	Project Worker (temporary)	City Architect's	government program	n/a	$122.50 per week	Nov. 15/83
Ms. Mona Ackerman	Community Sports Organizer (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.000 per hour	Oct. 24/83
Ms. Sue Horback	Community Sports Organizer (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.000 per hour	Oct. 24/83
Mr. James Beddome	Cashier (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.250 per hour	Oct. 31/83
Ms. Nancy Dunbar	Cashier (temp./part-time)	Parking Authority	temporary additional staff as approved	V-1	$3.750 per hour	Nov. 15/83
Ms. Christine Potoma	Cashier (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.250 per hour	Oct. 24/83
Mr. David Stewart	Cashier (temp./part-time)	Culture & Recreation	replacement for Victor Randazzo - transferred	n/a	$4.250 per hour	Nov. 14/83
Mr. Peter Baldwin	Checker (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.000 per hour	Nov. 9/83
Mr. Darin Bryce	Checker (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.000 per hour	Oct. 5/83
Mr. Victor Randazzo	Checker (temp./part-time)	Culture & Recreation	replacement for David Stewart - transferred	n/a	$4.000 per hour	Nov. 14/83

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms. Bianca Van Bregt	Checker (temp./part-time)	Culture & Recreation	seasonal staff	n/a	$4.000 per hour	Oct. 3/83
Ms. Linda Colley	Program Assistant (temp./part-time)	Culture & Recreation	replacement for Jean McDavid - resigned	n/a	$8.000 per hour	Nov. 8/83
Ms. Carol Jewitt	General Assistant (temp.part-time)	Culture & Recreation	replacement for Linda Gubbins - resigned	n/a	$4.790 per hour	Nov. 10/83

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Ms. Renate Bak	Checker (temp./part-time)	Culture & Recreation	termination	3 months	Sept. 5/83
Mr. Donald Dilks	Checker (temp./part-time)	Culture & Recreation	did not start	did not start	Oct. 11/83
Ms. Colleen Lepoidevin	Checker (temp./part-time)	Culture & Recreation	resignation	2 years	Oct. 30/83
Ms. Michele Taylor	Checker (temp./part-time)	Culture & Recreation	termination	2 months	Sept. 2/83
Ms. Jean McDavid	Program Instructor (temp./part-time)	Culture & Recreation	resignation	1 month	Oct. 29/83
Mr. Richard McLaughlin	Piper (temp./part-time)	Culture & Recreation	termination	2 1/2 months	Sept. 5/83
Ms. Kathleen McNamara	Assistant Supervisor - Outside Activities (temp./part-time)	Culture & Recreation	termination	2 months	Sept. 5/83
Mr. Harold Ralph	Monitor (temp./part-time)	Culture & Recreation	termination	8 months	Nov. 17/83
Mr. John Upton	Monitor (temp./part-time)	Culture & Recreation	termination	8 months	Nov. 11/83
Ms. Sandra Tucker	Draftsman III (temporary)	Building	termination	2 months	Nov. 18/83

NOTICES OF MOTION

Alderman T. Murray

NOTICE OF MOTION

WHEREAS it is desirable to formulate a policy which would facilitate the hiring of local consultants in order to better utilize Hamilton's own talents and skills and create jobs locally;

THEREFORE BE IT RESOLVED that the Chief Administrative Officer be directed to prepare a draft report on this matter to be considered by the Finance Committee;

AND THAT such draft report outline criteria and procedures for the screening, selection and appointment of consultants, architects, lawyers, engineers and other professionals to be used on City projects;

AND FURTHER that the policy be designed to encourage the use of locally-based firms or individuals.

CA4 ON HBL AO5
M21

Bill No. A-73

BY-LAW NO. 83 -

TO CLOSE AND SELL ALPHA STREET, FROM BURLINGTON STREET TO C.N. RIGHT-OF-WAY

DEC 13 19

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up and sell any highway or part of a highway;

AND WHEREAS it is deemed expedient to stop-up and sell the highway described herein;

AND WHEREAS the City is the abutting owner on both sides of the highway;

AND WHEREAS Notice of this by-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The highway described in Schedule "A" is hereby stopped-up.

2. 535596 Ontario Limited may purchase the said highway hereby stopped-up for the sum of FORTY THOUSAND, ONE HUNDRED & THREE DOLLARS ($40,103.00), all in accordance with and subject to the terms and conditions of an Agreement, dated October 6, 1983, between The Corporation of the City of Hamilton and 535596 Ontario Limited.

3. If 535596 Ontario Limited does not purchase the said highway, the sale of said property may be authorized to any other person as may be approved by a subsequent by-law.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 20 R.T.E.C. 6, November 8

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Alpha Street, according to M. Levy Survey, Registered Plan No. 550, designated as Part 114, as shown on a Reference Plan deposited in the Land Registry Office at Hamilton as Plan 62R-6161.

PUBLIC NOTICE

TO CLOSE AND SELL ALPHA STREET, FROM
BURLINGTON STREET TO C.N. RIGHT-OF-WAY

NOTICE is hereby given pursuant to Section 301 of The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, that the Council of The Corporation of the City of Hamilton proposes, at its meeting to be held in the City Hall at 7:30 p.m. on Tuesday, the 13th day of December, 1983, to pass a by-law to stop-up and sell Alpha Street, from Burlington Street to C.N. Right-of-Way and to authorize the sale thereof to:

535596 Ontario Limited, the portion designated as Part 114 on Reference Plan 62R-6161 for the sum of FORTY THOUSAND, ONE HUNDRED & THREE DOLLARS ($40,103.00), all in accordance with and subject to the terms and conditions of an Agreement, dated October 6, 1983, between The Corporation of the City of Hamilton and 535596 Ontario Limited.

If the said 535596 Ontario Limited does not purchase the said highway, the sale thereof may be authorized to any other person as may be approved by a subsequent by-law.

A plan showing the lands to be affected and a draft of the proposed by-law may be seen in my office in the City Hall.

On Monday, the 5th day of December, 1983 at 3:30 p.m., the City Council, through its Transport and Environment Committee, will hear in person, or by his counsel, solicitor or agent, any person who claims that his lands will be prejudicially affected by the said by-law and who applies to be heard. Any such person who wishes to be heard should, as soon as possible, make written application to:

Louis Franco
for the Transport and Environment Committee
Sixth Floor
City Hall
Hamilton, Ontario L8N 3T4
526-4170

DATED at Hamilton, Ontario, this 10th day of November, 1983.

E. A. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 83 -

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Upper Kenilworth Avenue as described in Schedule "A";

2. The special assessment to pay a portion of the cost of the works by the abutting owners;

3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton, did adopt Item 10 of the 9th Report of the Transport and Environment Committee and Item 7 of the 10th Report of the Finace Committee, both on the 10th day of May, 1983;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act, R.S.O. 1980;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 27th day of October, 1983, issue Order No. E 830964, approving the application of The Corporation of the City of Hamilton for:

(a) the construction of certain works as local improvements on the initiation plan at an estimated cost of $255,000.00; and

(b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of $255,000.00.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed $255,000.00.

2. The share or portion of the estimated cost of the works in the amount of $68,535.00 to be borne by the lands abutting directly on the works and the estimated cost per metre to be rated shall be as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:

(a) to the extent sufficient to provide an amount not exceeding $255,000.00; and

(b) repayable over a term not exceeding fifteen (15) years, chargeable to The Corporation of the City of Hamilton.

4. The Regional Engineer is hereby authorized to:

(a) prepare all necessary plans, specifications and reports required for the construction of the works; and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 9 R.T.E.C. 10, May 10

(1983) 10 R.F.C. 7, May 10

SCHEDULE "A"

The Construction of:

1. ROADWAY AND CONCRETE CURBS on Upper Kenilworth Avenue from Limeridge Road to approximately 324 metres southerly
2. CONCRETE SIDEWALK on Upper Kenilworth Avenue (west side only) from Limeridge Road to approximately 141 metres southerly

at the costs and charges not exceeding those set out below:

City's Share	$186,465.00
Owners' share	68,535.00
Total Estimated Cost	$255,000.00

Estimated Cost per metre frontage	$126.00 (Item 1)
	$ 42.50 (Item 2)

Fifteen (15) annual instalments

Bill No. A-75

By-law No. 83 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Kirk	North	Beach to westerly end
Wark	North	Beach to westerly end
Towers	Both	Beach to westerly end
Arden	North	Beach to westerly end
Clare	South	Beach to westerly end
Knapman	South	Beach to westerly end
Renfrew	South	Beach to a point 85 meters westerly
Sierra	South	Beach to easterly end
Woodland	South	Beach to a point 220 feet east
Dexter	North	Beach to easterly end
Keefer	Both	Kenora to easterly end
Goderich	Both	Centennial to westerly end".

2. Schedule 27A (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Hixon Mount Albion to Fairridge	South	North".

PASSED this day of , A.D. 1983.

City Clerk

Mayor

(1983) 22 R.T.E.C. 24, December 13

Bill No. A-76

By-law No. 83 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by deleting therefrom the following item, namely:-

"Aberdeen Avenue, from the westerly limit of James Street to the westerly end of the street, except at Queen Street".

and by adding thereto the following item, namely:-

"Aberdeen Avenue, from the easterly limit of Bay Street to the westerly end of the street, except at Queen Street".

2. Schedule 10 (Stops at intersections) is hereby amended by adding thereto the following items, namely:-

"Gloucester	Northbound	Aberdeen
Undercliffe	Northbound	Aberdeen".

3. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Locke	West	Chatham to 63 feet north
Hixon	North	Bettina to 79 feet east
Hixon	North	Bettina to 67 feet west".

4. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Kentley	North	commencing 25 feet east of Crawford to a point 150 feet easterly therefrom	7:00 a.m. to 6:00 p.m. Monday to Friday".

PASSED this day of , A.D. 1983.

City Clerk Mayor

(1983) 22 R.T.E.C. 24, December 13

Bill No. B-9

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January, 1960, in accordance with The Cemeteries Act, established a tariff of charges;

AND WHEREAS it is desirable to revise the tariff of charges.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 8861, as amended by By-laws Nos. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17, 79-319, 80-229, 81-219, and 83-42, is further amended by deleting Schedule "A-1983" and substituting in lieu thereof Schedule "B-1983" hereto annexed.

2. This by-law comes into force on the 3rd day of January, 1984.

3. The Director of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 25 R.P.R.C. 8, November 29

SCHEDULE "B-1983"

Tariff of Charges

(Section 8)

	Resident and Non-Resident Realty Taxpayers	Non-Residents
OPENING		
6 ft. adult, including dressing and device		
Dressing $24.00 Device $21.00 Labour $198.00	243.00	284.00
8 ft. adult, including dressing and device.....	331.00	368.00
6 ft. child, including dressing and device; case up to 60".....	166.00	237.00
Including dressing only.....	145.00	216.00
Without dressing and device.....	121.00	192.00
6 ft. child, including dressing and device; case 61" to 72".....	184.00	268.00
Including dressing only.....	163.00	247.00
Without dressing and device.....	139.00	223.00
8 ft. child, including dressing and device; case up to 60".....	184.00	268.00
Including dressing only.....	163.00	247.00
Without dressing and device.....	139.00	223.00
8 ft. child, including dressing and device; case 61" to 72".....	206.00	299.00
Including dressing only.....	185.00	278.00
Without dressing and device.....	161.00	254.00
NOTE: Lowering device is not used if case is less than or equal to 42".		
Cremation.....	81.00	116.00
Tent.....	75.00	125.00
Single Graves in a Row		
6 ft. adult, including dressing and device (Grave 235.00, Burial 243.00).....	478.00	
(Grave 289.00, Burial 284.00).....		573.00
8 ft. adult, including dressing and device (Grave 235.00, Burial 331.00).....	566.00	
(Grave 289.00, Burial 368.00).....		657.00
Child, case up to 60" (opening charges not included)	56.00	72.00
Child, case 61" to 72" (opening charges not included)	83.00	109.00
Child Special - up to one month old (Grave 23.00; Burial 28.00).....	51.00	
(Grave 25.00; Burial 45.00).....		70.00
Welfare (Grave 170.00; Burial 243.00)..... (Crypts Compulsory)	413.00	
Veteran's Grave (Grave 223.00; Burial 243.00)..... (Crypts Compulsory)	466.00	
Opening Charges (New Crypts Only) Mansion of Memories (Stoney Creek Mausoleum)	200.00	236.00

Note: Thirty-five per cent of all lot sales goes into Perpetual Care.

	Resident and Non-Resident Realty Taxpayers	Non-Residents
LOWERING (Opening charges not included)		
Adult		
From 6 ft. to 8 ft. - shell	167.00	253.00
From 6 ft. to 8 ft. - steel vault	324.00	488.00
From 6 ft. to 8 ft. - concrete vault or crypt	389.00	583.00
Child		
From 6 ft. to 8 ft. - 5 to 10 years	116.00	172.00
From 6 ft. to 8 ft. - under 5 years	55.00	82.00
REMOVALS		
Adult		
From one lot to another (opening charges not included)		
Shell	579.00	868.00
Concrete vault or crypt	717.00	1,073.00
Child		
From one lot to another (opening charges not included)		
Shell	209.00	324.00
Concrete vault or crypt	224.00	331.00
Cremation	81.00	116.00
ADDITIONAL SERVICES		
Tent in Cemetery	75.00	125.00
Rental tent outside cemetery	109.00	160.00
Rental of dressing for use outside cemetery	87.00	135.00
Rental of lowering device outside cemetery.	87.00	135.00
PLANTING		
Preparing ground and planting flowers per grave	23.00	
Preparing ground and planting one shrub per grave	31.00	

Note: Flowers and shrubs are to be provided by the family at their expense.

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE

Adult Single Grave		
Where location may not be selected, but is allotted in sequence in the row and may not be purchased in advance of need	235.00	289.00
Child Single Grave		
Case up to 60"	56.00	72.00
Case 61" to 72"	83.00	109.00
Preferred Single Grave		
Where location may be selected and purchased in advance of need	392.00	485.00
Urn Garden	131.00	160.00
Veteran's Grave	223.00	
Welfare Grave	170.00	
Two Grave Lot	899.00	1,121.00
Two Grave Lot - Eastlawn, Sections 15, 16 & 17 (6 ft. burials only	735.00	916.00

	Resident and Non-Resident Realty Taxpayers	Non-Residents
SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE Continued...		
Three Grave Lot - Woodland.....	1,343.00	1,680.00
Four Grave Lot - Woodland Sections 21, 22 & 25 and Eastlawn Section 19.....	1,760.00	2,237.00
Four Grave Lot - Trinity	1,654.00	2,099.00
Four Grave Lot - Woodland Section 15.....	3,252.00	4,062.00
Mansion of Memories - Mausoleum Crypt.....	625.00	689.00
Child Special.....	23.00	25.00
WOODEN SHELLS AND CASKETS - Surcharge.....	45.00	45.00
CRYPTS - Oversize.....	165.00	
Intermediate.....	155.00	
Standard.....	150.00	
Youth.....	145.00	

NOTE: Thirty-five per cent of all lot sales goes into Perpetual Care.
Total surcharge on wooden shells goes into Perpetual Care.

FOUNDATION AND MARKER - REGULATIONS

Preferred Singles
Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row
A flat marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section
Only a flat marker 12" in length, and 10" in width is permitted.

Children's Section
Only a flat marker 18" in length and 14" in width is permitted.

Two Grave Lot Section
Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section
Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

NOTE: These regulations have been included as they often determine the choice of lot or grave.

Transfer fee	$ 2.00
Research	15.00
Total	$ 17.00

	Resident and Non-Resident Realty Taxpayers	Non-Residents
FOUNDATIONS AND MARKERS		
For construction of foundation six feet deep for upright monument - per square inch of surface	.55	.83
For setting a flat marker (not larger than 18" wide, 24" long). Thickness 4" minimum and 8" maximum.....	68.00	104.00
D.V.A. Upright.....	57.00	
D.V.A. Flat.....	57.00	
Bronze Vase.....	68.00	104.00
Welfare Marker - $68.00 Plus $22.00 into Perpetual Care.....	90.00	
Veteran's Upright Crosses.....	No charge	

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat granite marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length, and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 205 CANNON STREET EAST AND 193 KING STREET WEST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at No. 205 Cannon Street East and No. 193 King Street West in order to permit the erection of a ground sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of,

(a) a ground sign having an approximate area of 13.4 square metres with a minimum clearance of 5.9 metres from grade on the property located at Municipal No. 205 Cannon Street East;

(b) a ground sign having an approximate area of 4.5 square metres with a minimum clearance of 2.4 metres from grade on the property located at Municipal No. 193 King Street West.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 23 R.P.D.C. 6, November 29

Bill No. D-178

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 129 REBECCA STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "J" (Light and Limited Heavy Industry, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 16(1) of By-law No. 6593, the following,

(i) **RESIDENTIAL USE** shall be permitted:

1. A short-term care facility for the accommodation of not more than 32 residents;

(b) notwithstanding the parking requirements contained in By-law No. 6593, parking spaces shall not be required for the following,

(i) **PUBLIC USE:**

1. A community centre in the building existing on the date of the passing of this amending by-law;

(ii) **RESIDENTIAL USE:**

1. A short-term care facility.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions as varied by the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-850".

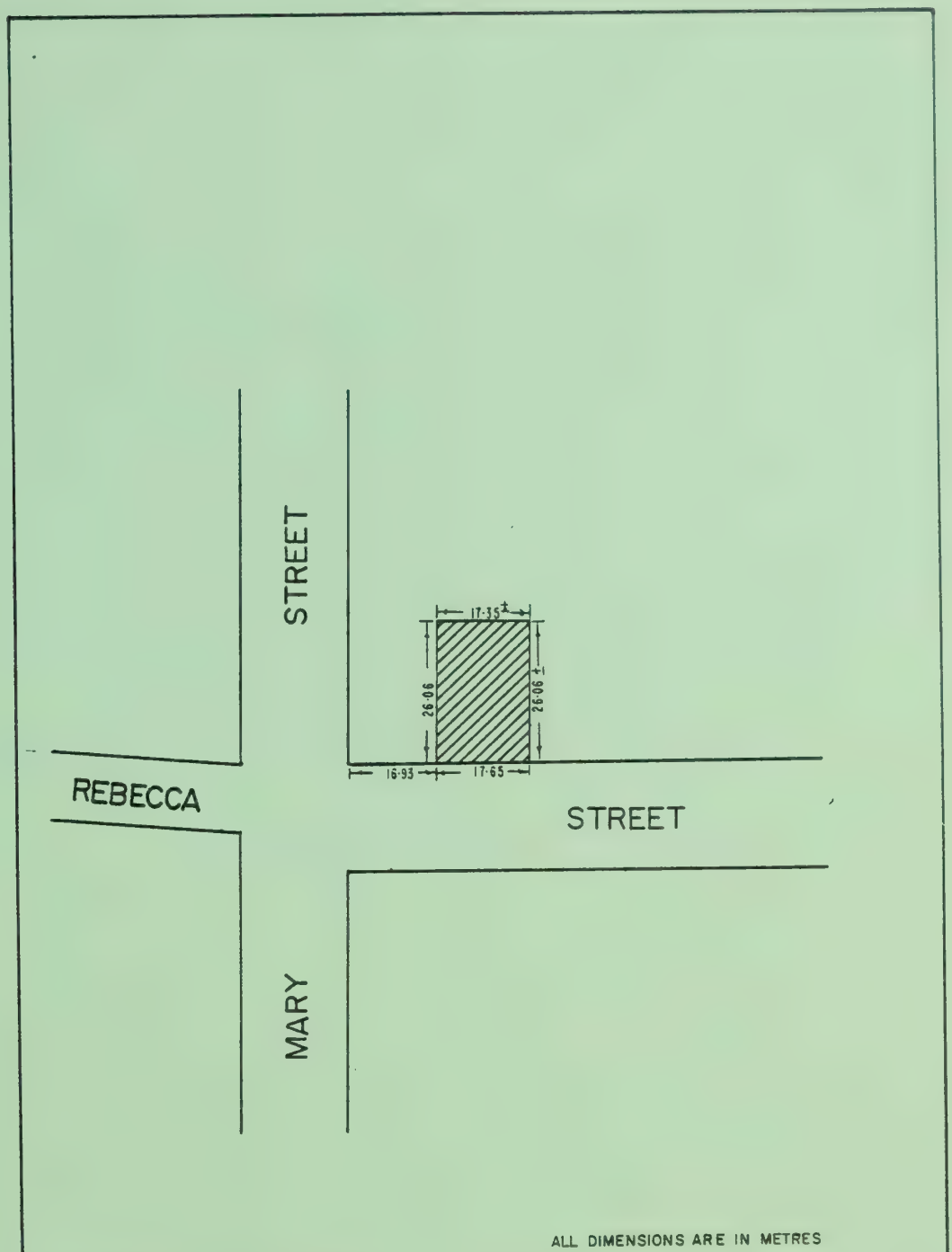
4. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-850".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 23 R.P.D.C. 1, November 29
Wesley Urban Ministries Inc.,
Prospective Owner
ZA-83-57



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 83-
TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LOCATION OF LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T. S.	ZA 83-57
	Date	Drawing No.
	83-11-16	

Bill No. D-179

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Remove:

PART OF "OAKINGTON ESTATES (PHASE 5)" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 7 of section 49 of The Planning Act, 1983, Chapter 1 provides as follows:

> (7) Despite subsection (5), the council of a municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or part or parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection (5) ceases to apply to such land,...

AND WHEREAS subsection 5 of section 49 of The Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 7 of section 49 of The Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS it is desirable to exempt certain lands from part-lot control.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of section 49 of The Planning Act, 1983, Chapter 1, shall not apply to the following lands:

> 1. Lots 1 to 20, inclusive, on Plan M-228, registered on the 20th day of June, 1977.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 24 R.P.D.C. 8, December 13

Bill No. F-3

The Corporation of the City of Hamilton

BY-LAW NO. 83-

To Appoint:

A CITY TREASURER

WHEREAS subsection 79(1) of The Municipal Act, R.S.O. 1980, Chapter 302 provides as follows:

79(1) The council shall appoint a treasurer.

AND WHEREAS it is intended to appoint a treasurer as required by The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Mr. Edward C. Matthews, C.A. is appointed Treasurer, effective January 1, 1984.

PASSED this day of A.D. 1983.

City Clerk Mayor

Direction,
Personnel Committee
December 8, 1983

E-36

Bill No. E-36

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF December, A.D., 1983.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of December, A.D., 1983.

City Clerk Mayor

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, January 10, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

AGENDA

1. Prayer

2. Minutes of Previous Meeting held December 13, 1983

3. Correspondence - enclosed separately

   (a) Turkstra Partners - Proposed walkway between Guildwood Drive and Magnolia Drive, Hamilton
   (b) Concerned Citizens - Wentworth Street Steps - Repairs
   (c) E. A. Simpson - two letters of notification of objections to By-laws

4. Reports of Standing Committees - attached

   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee

   and

   G Special Committee to Administer the Hamilton-Scourge Project

5. Notices of Motion for next meeting

6. First reading of Bills

7. Second reading of Bills - Committee of the Whole

8. Third reading of Bills

9. Question period

10. Adjournment

B

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **TWENTY-EIGHTH** Report and respectively recommends:

1. That the Hamilton Street Railway be licensed to construct and operate a temporary bus loop over City owned park lands located at the north-east corner of Upper Kenilworth and Limeridge Road East, comprising an area of approximately 7,800 square feet subject to the following:

   (a) all costs for construction and maintenance of the said loop be borne by the Hamilton Street Railway.

   (b) the Hamilton Street Railway enter into an agreement to indemnify and save the City harmless with respect to the construction and operation of the bus loop, the agreement to be to the satisfaction of the City Solicitor.

   (c) the license exist at the pleasure of City Council for a nominal consideration of $1.00 per annum.

2. That the City purchase from Catherine Ann Mattice the property located at 48 Allan Avenue for the sum of $26 950 in connection with the future development of Homeside Priority Park One. The purchase is to be charged to Account No. 0408-C16096.

3. That the City purchase from Alex and Mary Bozsaki the property located at 224 Cope Street for the sum of $50 470 in connection with the future development of Homeside Priority Park One. The purchase is to be charged to Account No. 0408-C16096.

4. That in addition to retaining an Appraiser and a Soils Engineer with respect to the Lax Expropriation, that the City retain the services of an Independent Consulting Engineering and Planning Firm to produce reports required to establish an opinion of value of the subject property.

5. That the Hamilton Street Railway be licensed to construct and operate a bus loop over City owned parklands located at the southerly extremity of Dundurn St. S., comprising an area of approximately 8,800 square feet subject to the following:

   (a) all costs for construction and maintenance of the said loop be borne by the Hamilton Street Railway.

   (b) the Hamilton Street Railway enter into an agreement to indemnify and save the City harmless with respect to the construction and operation of the said bus loop, the agreement to be to the satisfaction of the City Solicitor.

   (c) the license exist at the pleasure of City Council for a nominal consideration of $1.00 per annum.

6. That the following recommendations be adopted by City Council and forwarded to Regional Council for approval:

   (a) That the City of Hamilton dedicate to the Regional Municipality of Hamilton-Wentworth a tract of land comprising 302 acres covering the King's Forest Area with the exception of the golf course and ski slope.

   (b) That the Regional Municipality of Hamilton-Wentworth enter into a management agreement with the Conservation Authority re the development, operation and maintenance of a portion of the King's Forest Area comprising approximately 245 acres and

   that the management agreement be patterned after the agreement presently in place between the HRCA and the Region re Confederation Park.

   (c) That funds be made available to the Conservation Authority by the Region on a year to year basis in order to properly develop and maintain the affected portion of the King's Forest area.

   (d) That the Conservation Authority assume management responsibilities for the project 30 days after the required transactions and agreement documents have been completed.

   (e) That the Conservation Authority apply to the Minister of Natural Resources for Provincial approval as required under Section 24 of the Conservation Authorities Act.

7. That Mr. A.H. Black, Chairman of the Hamilton Veterans' Committee be appointed to the Downtown Action Plan Design Sub-committee to represent the concerns of all Hamilton Veterans with respect to the Cenotaph area of Gore Park.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

S. G. Hollowell, Acting Secretary
December 15, 1983

REPORT OF THE FINANCE COMMITTEE

To the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. That the City of Hamilton use IATA recognized travel agents with offices in Hamilton for all City travel arrangements.

   NOTE: For the information of the members of Council, the committee advised that in those instances where a travel agent is not utilized, the applicable commissions which are part of the travel cost, are not received by local Hamilton businesses, therefore, the it feels it appropriate for the City to use IATA recognized travel agents to ensure that the commissions remain in Hamilton and that the best possible travel arrangements are made on the City's behalf. There are no additional costs to use the services of a travel agent.

   The City should, where feasible, direct travel agents to book on airlines using Hamilton Airport.

2. The Finance Committee wishes to advise that the Parking Authority has decided to discontinue use of the former King Edward School site at the south east corner of Wilson and Mary Streets as a temporary Municipal Car Park.

   In this regard, the Finance Committee recommends that notwithstanding there is no immediate municipal use for this property, consideration not be given to disposing of this property at this time.

   NOTE: The committee is of the opinion that this property may be required for future parking purposes once the Victor K. Copps Trade Centre/Arena is complete and in operation.

3. That the Mayor be authorized to request the Province of Ontario and the Government of Canada to extend the final date for workers to be hired and paid under the COED Programme and Section 38 U.I.C., to April 1st, 1985, in respect to Hotel Project(s) in Hamilton.

   NOTE: For the information of the members of City Council, application was made by Lakeview Development Ltd. and approved by the COED authorities, for a maximum amount of $3 900 000 under COED and Section 38 Programmes to be available for eligible manpower on the Hamilton Sheraton Hotel, however, the COED Programme is scheduled to run out in June 1984 at which time the Hotel will be less than 50% complete. In the case of the proposed Pigott Building Hotel conversion, no start has yet been made.

   In view of the continuing low level of employment in the construction industry, it is desirable that these programmes be extended for completion of the projects. This request should not be taken as a general request for extension of the COED Programme in Ontario.

4. (a) That the Corporation of the City of Hamilton consent to the Hamilton Municipal Employees' Credit Union Limited renewing a Sub-lease Agreement with the Hamilton Folks Arts Council with respect to space occupied by the Hamilton Folk

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Arts Council in the basement level of the Canadian Football Hall of Fame building, for a period of one (1) year from December 1, 1983 to November 30, 1984.

(b) That the Mayor and City Clerk be authorized to execute the Lease Agreement between the Hamilton Municipal Employees Credit Union Limited and the Hamilton Folk Arts Council solely for the purpose of consenting to the sub-lease between the two parties.

Approval of the awarding of the following tenders:

(a) **WATERDOWN GARDEN SUPPLIES LTD., Waterdown, Ontario**

To supply and/or deliver, as required, to various Civic Departments, #1 Nursery Sod in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Delivered.....$ .58 Per Roll
Picked-up .....$ .48 Per Roll

Plus Ontario Sales Tax

NOTE: Lowest of three tenders received.

(b) **EMILLE SHOES LTD., Burlington, Ontario**

Supply and delivery of the following safety shoes and boots in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Safety shoe #2012SP..... $27.95 Pair
10" Safety Boot #5011 ..... $26.45 Pair

Plus Ontario Sales Tax.

Subject to increased costs of labour and raw materials with 30 day written notice of increase.

NOTE: Lowest of seven tenders.

(c) **UNDERWOOD SHOES LTD., Ingersoll, Ontario**

Supply and delivery of the following Safety Shoes and Boots in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

6" Safety Boot #1402.8 ..... $30.75 Pair
8" Insulated Safety Boot #1430.8 ..... $37.70 Pair
8" Non-insulated Safety Boot #1403.8 ..... $32.50 Pair

Plus Ontario Sales Tax.

NOTE: Lowest of seven tenders.

(d) **SAFETY SUPPLY CANADA, Hamilton, Ontario**

Supply and delivery of the following Safety Shoes and Boots, and Rubber Footwear in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Kraton Sole Safety Shoe	$28.09 Pair
Women's Snowmobile Boots	$30.76 Pair
10" Men's Overshoes	$15.60 Pair
Hip Rubber Boots	$30.96 Pair

Plus Ontario Sales Tax.

NOTE: Lowest of nine tenders.

(e) **LAWLOR & CO. (HAMILTON) LTD., Hamilton, Ontario**

Supply and delivery of the following Rubber Footwear in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Knee Rubber Boots #8009	$18.30 Pair

Plus Ontario Sales Tax.

NOTE: Lowest of nine tenders.

6. With the adoption of section 2 of the Eleventh Report of the Transport & Environment Committee, City Council at its meeting June 28, 1983 approved rental charges for various tenants at the Civic Airport and directed that grants equal to the amount to be charged to the organizations be approved subject to the city's legal right to do so.

In this regard, the Finance Committee respectfully recommends:

(A) **FIRE DEPARTMENT BAND**

(i) That a grant of $1 210 be made to the Fire Department Band to offset rental charges for the period September 1, 1983 to December 31, 1983 and that this amount be charged to the Contingency Account.

(ii) That provision be made in the 1984 estimates in the amount of $3 630 to offset the Fire Department Band rental charges for the period January 1, 1984 to December 31, 1984.

(B) **779 AIR CADETS**

That provision be made in the 1984 estimates for a grant to the 779 Air Cadets in the amount of $3 630 to offset the rental charges to this organization for the period January 1, 1984 to December 31, 1984.

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NOTE: The rental charge for this organization, as approved by City Council on June 28, 1983 amounted to $3 630 per year effective September 1, 1983.

Subsequently City Council at its meeting November 29, 1983 with the adoption of section 26 of the Twenty-first Report of the Transport and Environment Committee changed the effective date for the rental charges from September 1, 1983 to January 1, 1984.

(C) **431 KRAKOW WING**

That provision be made in the 1984 estimates for a grant to 431 Krakow Wing in the amount of $450 to offset rental charges to this organization for the period January 1, 1984 to December 31, 1984.

NOTE: Rental charges for this organization, as approved by City Council on June 28, 1983 amounted to $450 per year effective September 1, 1983.

Subsequently City Council at its meeting November 29, 1983 with the adoption of section 26 of the Twenty-first Report of the Transport and Environment Committee changed the effective date for the rental charges from September 1, 1983 to January 1, 1984.

(D) **447 AIRFORCE WING**

That this matter be referred to the Grants Subcommittee of the Finance Committee for review and recommendation.

NOTE: The rental charge for this organization, as approved by City Council on June 28, 1983 amounted to $1 526.25 per year effective September 1, 1983.

Subsequently City Council at its meeting November 29, 1983 with the adoption of section 26 of the Twenty-first Report of the Transport and Environment Committee changed the effective date for the rental charges from September 1, 1983 to January 1, 1984.

While this organization apparently makes donations to the 779 Air Cadets and notwithstanding that this Wing's organizational papers make it appear to be non-profit and service oriented in nature, it nevertheless appears that this group is at least semi-commercial in nature as a competitor in the catering/public hall busiess. The basic situation is that if an entity is in practice wholly, or partly, commercial in nature, it is not eligible to receive a grant under section 112 of The Municipal Act.

While staff have reservations as to whether or not this organization qualifies for a grant it should be noted that the determining factor on eligibility is whether or not, in the opinion of Council, it is in the best interest of the Municipality that a grant be made.

(E) **CANADIAN WARPLANE HERITAGE**

(i) That a grant of $410.83 be made to Canadian Warplane Heritage Inc. to offset the Apron Rental Charges for this organization for the period September 1, 1983 to December 31, 1983 and that this amount be charged to the Contingency Account.

(ii) That provision be made in the 1984 budget estimates to provide for a grant of $1 232.50 to Canadian Warplane Heritage Inc. to offset the Apron Rental Charges for this organization for the period January 1, 1984 to December 31, 1984.

(F) **PENNINSULA AIR SERVICES LIMITED**

That the grant to offset the rental charges to this organization not be approved.

NOTE: The Apron Rental Charges for this organization amount to $1 450 per year effective September 1, 1983.

This organization is admittedly commercial in nature and is therefore not eligible for a grant pursuant to the provisions of The Municipal Act.

(G) **HAMILTON FLYING CLUB**

That this matter be referred to the Grants Subcommittee of the Finance Committee for review and recommendation.

NOTE: The Apron Rental Charges for this organization as approved by City Council on June 29, 1983 amount to $1 450 per year effective September 1, 1983.

According to the information available to staff, it appears this club directly competes with commercial operations such as Penninsula Air Services Limited and would appear to be a commercial operation and if so, would not qualify for a grant pursuant to section 112 of The Municipal Act.

(H) **EXPERIMENTAL AIRCRAFT ASSOCIATION**

That this matter be referred to the Grants Subcommittee of the Finance Committee for review and recommendation.

NOTE: The Apron Rental Charges for this organization as approved by City Council June 28, 1983 amount to $1 050 per year effective September 1, 1983.

This group's charter states it is a Corporation without Share Capital, to be carried on without the purpose of gain and its directors receive no remuneration, etc., but, the fact that it is "non-profit" in nature does not necessarily make it charitable in nature, nor necessarily beneficial to the City of Hamilton. This organization could, perhaps, be compared to a yacht club or an automobile club which, while having a special interest would most likely not seek a grant from a Municipality. Accordingly, it would appear to the Staff Committee that this organization does not qualify for a grant pursuant to the provisions of The Municipal Act.

The Staff Report to the Finance Committee respecting the above is available from the Secretary, Finance Committee.

7. That the City of Hamilton make application to hire a trainee of the Ontario Municipal Training Programme for a two year period commencing July 1, 1984 and expiring June 30, 1986, on a contract basis.

NOTE: The city has made application for a trainee since the inception of the programme in 1980 and was successful in acquiring an individual through this programme on a two-year contract basis which expired June 30, 1983.

The Province of Ontario will subsidize the contract at the rate of 50% of the salary and benefits to a maximum of $7 500 in the first year and $5 000 in the second year.

8. Approval of the awarding of the following tenders:

(a) BAY-KING MOTORS (1968) LTD., Hamilton, Ontario

Supply & Delivery of Six (4) 3/4 Ton Propane Pick-up Trucks, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

(i) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....	$10,764.25
Less trade-in Vehicle #9009, 1975 Ford Van, Ser. #E15BHX01432.....	510.00
Price less trade-in.....	$10,254.25
License Transfer.....	5.00
Total Net Price.....	$10,259.25
(ii) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....	$10,764.25
Less trade-in Vehicle #9328, 1976 GMC Pick-up, Ser. #TCL2461533527.....	810.00
Price less trade-in.....	9,954.25
License Transfer.....	5.00
Total Net Price.....	$ 9,959.25
(iii) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....	$10,764.25
Less trade-in Vehicle #9354, 1977 GMC Pick-up Ser. #TCD1471545229.....	835.00
Price less trade-in.....	9,929.25
License Transfer.....	5.00
Total Net Price.....	$ 9,934.25
(iv) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....	$10,764.25
Less trade-in Vehicle #9355, 1977 GMC Pick-up Ser. #TCD1471545838.....	835.00
Price less trade-in.....	9,929.25
License Transfer.....	5.00
Total Net Price.....	$ 9,934.25

Note: Lowest of 8 tenders received.

(v) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....$10,764.25
Less trade-in allowance on Vehicle #1307, 1977 Dodge Pick-up
Ser. #D248#75193813..... 835.00
Price less trade-in..... 9,929.25
License Transfer..... 5.00
Total Net Price.....$ 9,934.25

(vi) One (1) Dodge D250 Propane 3/4 Ton Pick-up Truck.....$10,764.25
Less trade-in allowance on Vehicle #1442, 1977 Dodge Pick-up
Ser. #D248#75193812..... 835.00
Price less trade-in..... 9,929.25
License Transfer..... 5.00
Total Net Price.....$ 9,934.25

Note: Lowest of 7 tenders received.

(b) BRYAN FARM SUPPLY LTD., Puslinch, Ontario.

Supply and delivery of Two (2) Four Wheel Drive Diesel Industrial Tractors with attachments, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

(i) One (1) Ford 1700 Tractor as specified.....$14,200.00
Less trade-in allowance on #9638, 1974 Sicard
Bombardier, Ser. #74,7892TN..... 1,900.00
Price less trade-in..... 12,300.00
Ontario Retail Sales Tax 7%..... 861.00
Total Net Price.....$13,161.00

(ii) One (1) Ford 1700 Tractor as specified.....$14,200.00
Less trade-in allowance on #9639, 1976 Sicard
Bombardier, Ser. #74-7893TN..... 2,100.00
Price less trade-in.....$12,100.00
Ontario Retail Sales Tax 7%..... 847.00
Total Net Price.....$12,947.00

Note: Lowest of 5 tenders received.

(c) MARSH BROS. TRACTOR INC., Copetown, Ontario

Supply and delivery of One (1) Four Wheel Drive Diesel Industrial Tractor with attachments, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

(i) One (1) Massey Ferguson 210-4 Tractor as specified.....$13,345.00
Less trade-in allowance on #9498, 1976 International
Tractor, Ser. #2000113U037982..... 1,000.00
Price less trade-in..... 12,345.00
Ontario Retail Sales Tax 7%..... 864.15
Total Net Price.....$13,209.15

Note: Lowest of 5 tenders received.

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(d) HAMILTON MOTOR PRODUCTS LTD., Hamilton, Ontario.

Supply and delivery of Two (2) 3/4 Ton Pick-up Trucks, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

(i) One (1) GMC Propane 3/4 Ton Pick-up Truck, as specified.....$13,418.32
Less trade-in allowance on #9330, 1977 GMC 3/4 Ton Pick-up Truck, Ser. #TCL2471530135..... 825.00
Price less trad-in..... 12,593.32
License transfer..... 5.00
Total Net Price.....$12,598.32

(ii) One (1) GMC Propane 3/4 Ton Pick-up Truck, as specified....$13,418.32
Less trade-in allowance on #9329, 1977 GMC 3/4 Ton Pick-up Truck, Ser. #TCL2471531245..... 1,025.00
Price less trade-in..... 12,393.32
License transfer..... 5.00
Total Net Price..... 12,398.32

Note: Lowest of 7 tenders received.

(e) ROBT. SLESSOR PONTIAC BUICK INC., Grimsby, Ontario

(i) Supply and delivery of One (1) Low Platform Stake Dump Truck, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

One (1) GMC Low Platform Stake Dump Body Propane Truck as specified.....$15,290.00
Less trade-in allowance on #9326, 1975 Dodge Stake, Ser. #D318E55133294..... 650.00
Price less trade-in..... 14,640.00
License Transfer..... 5.00
Total Net Price.....$14,645.00

Note: Lowest of 3 tenders received.

(ii) Supply and delivery of One (1) Compact Size Motor Vehicle, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

One (1) Pontiac Acadian 5 Dr. Hatchback.....$6,225.00
Less trade-in allowance on #1313, 1978 Plymouth Volare, Ser. #HL41C88335506..... 1,750.00
Price less trade-in..... 4,475.00
Ontario Retail Sales Tax 7%..... 313.25
License transfer..... 5.00
Total Net Price.....$4,793.25

Note: Lowest of 7 tenders received.

9. That leave be granted to introduce the following Bill.

Bill C-1 A by-law respecting The Ivor Wynne Stadium.

Respectfully submitted,

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

J. J. Schatz
Secretary
1984 January 5

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWENTYFIFTH** Report for 1983 and respectfully recommends:

1. That approval be given to **Zoning Application ZA-83-64, Nethercott Chevrolet-Oldsmobile Limited,** owner, to establish a modification to the "AA" (Agricultural) District regulations applicable to the lands located at the rear of No.1591 Upper James Street and the rear of No.49 Rymal Road East, as shown on the attached plan marked as APPENDIX "A" on the following basis:

   (a) That the "AA" (Agricultural) District provisions of By-law No.6593 be modified in accordance with Section 38 of The Planning Act, R.S.O. 1983, to permit the temporary use of these lands for parking of automobiles for a further three year period.

   (b) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-767a and that the subject land on Zoning District Map E-9D be notated S-767a.

   (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   Explanatory Note - The by-law will provide for a modification to the "AA" (Agricultural) District provisions applicable to the lands located at the rear of 1591 Upper James Street and the rear of No.49 Rymal Road East, as shown on Zoning District Map E-9D, in order to permit the temporary use of the lands for parking of automobiles for a further period of three years.

2. That approval be given to **City Initiative 83-M, City of Hamilton,** owner, to establish a modification to the "A" (Conservation, Open Space, Park and Recreation) District regulations applicable to the lands located at Nos.44 and 52 Elgin Street, as shown on the attached plan marked as APPENDIX "B" on the following basis:

   (a) that the "A" (Conservation, Open Space, Park and Recreation) District provisions of By-law No.6593 be modified in accordance with Section 38 of The Planning Act, R.S.O. 1983, to permit the temporary use of these lands for parking of automobiles for a further three-year period;

   (b) that the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-657b and that the subject land on Zoning District Map E-4 be notated S-657b;

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(c) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-4; and

(d) that the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The by-law will provide for a modification to the "A" (Conservation, Open Space, Park and Recreation) District provisions applicable to the lands located at Nos. 44 and 52 Elgin Street, as shown on Zoning District Map E-4, in order to permit the temporary use of the lands for parking of automobiles for a further three-year period.

3. That approval be given to **Amended Zoning Application 83-42, Marvin Wasserman,** owner to establish a change in zoning from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District, "RT-10" (Townhouse) District and "G" (Neighbourhood Shopping Centre, etc.) District, for property located in the area north of Limeridge Road East and west of Upper Wellington Street, as shown on the attached plan marked as APPENDIX "C" on the following basis:

(a) That approval be given to Official Plan Amendment No.13 to establish a change in land use from "Residential" to "Commercial" for lands located in the area north of Limeridge Road East and west of Upper Wellington Street, shown as Block "1" on the attached plan marked as APPENDIX "C" to permit a neighbourhood commercial shopping centre; and that the City Solicitor be directed to prepare a by-law to adopt this Official Plan Amendment for submission to the Minister of Municipal Affairs and Housing.

(b) That the lands shown as Block "1" on the attached plan marked as APPENDIX "C" be rezoned from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre, etc.) District.

(c) That the "G" (Neighbourhood Shopping Centre, etc.) District provisions as contained in Section 13 of Zoning By-law No.6593 be modified to include the following variance as a special requirement:

(i) That notwithstanding the provisions of Section 13(1) of Zoning By-law No.6593, only the uses as set out under Section 13D(1) of Zoning By-law No.6593, except for a restaurant or refreshment room shall be permitted.

(d) That the lands shown as Block "2" on the attached plan marked as APPENDIX "C" be rezoned from "AA" (Agricultural) District to "RT-10" (Townhouse) District.

(e) That the lands shown as Block "3" on the attached plan marked as APPENDIX "C" be rezoned from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District.

(f) That the amending By-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-852, and that the subject land shown as Block "1" on Zoning District Map E-9A be notated S-852.

(g) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-9A, and

(h) That the proposed change in zoning of Block "1" will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No.13.

Explanatory Note - The purpose of the by-law is to provide changes in zoning for the lands shown on the attached map marked as APPENDIX "C" on the following basis:

Block "1" - Change in zoning from "AA" (Agricultural) District to "G" (Neighbourhood Shopping Centre) District, modified, to permit only the uses of the "G-4" (Designed Neighbourhood Shopping Area) District, except for a restaurant or refreshment room, w hich shall be prohibited.

Block "2" - Change in zoning from "AA" (Agricultural) District to "RT-10" (Townhouse) District to permit development of townhouse units.

Block "3" - Change in zoning from "AA" (Agricultural) District to "A" (Conservation, Open Space, Park and Recreation) District to permit a park site.

In addition, the proposed commercial development (i.e. Neighbourhood Shopping Centre) on Block "1" will require an amendment to the Official Plan for the Hamilton Planning Area to redesignate these lands from "Residential" to "Commercial" land use designation.

Development on the lands to be zoned "G" (Neighbourhood Shopping Centre) District and "RT-10" (Townhouse) District will be subject to the provisions of the Site Plan Control By-law, requiring the applicant to submit site development plans for the approval of the Planning and Development Committee prior to issuance of building permits.

4. (a) That approval be given to **Application SA-83-08, Spadar Developments**, owner, to establish a draft plan of subdivision located at the west end of Ottaviano Drive, subject to the following conditions:

(i) That this approval apply to the plan prepared by MacKay, MacKay and Peters Limited dated August 10, 1983, revised by the deletion of Lot 6 which is a dedicated public highway known as Angelina Place, by the extension of Angelina Place to meet with Ottaviano Drive and by the relotting of the remaining lands to provide 4 lots.

(ii) That the plan, nor any portion of the plan not be registered until such time as municipal services are available to the lands.

(iii) That the road allowances be dedicated as public highways on the final plan.

(iv) That the streets be named to the satisfaction of the City of Hamilton.

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(v) That the surveyor provide the City of Hamilton with a certified list showing the net area and width of each lot on the final plan.

(vi) That the dead-end and open side of the road allowance included in the final plan be terminated in 0.5 m reserves to be deeded to the City of Hamilton.

(vii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.

(viii) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.

(ix) That the owner agree in writing to satisfy the requirements, financial and otherwise, of the City of Hamilton.

(b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the Owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this Application (SA-83-08) Spadar Developments, proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

5. That the land shown on the plan attached hereto as APPENDIX "D" **(Proposed Neighbourhood Plan Amendment - Redhill Neighbourhood)** be designated for low density apartments.

Explanatory Note - When a road was relocated in a subdivision plan approval, the appropriate designation for land to the south of the subdivision plan was not established.

6. That City Council endorse the revisions to Pages 60, 78, 79, 82 and 83 (attached as APPENDIX "E") of the **"City of Hamilton Housing Statement Update"**, as recommended by the Ministry of Municipal Affairs and Housing.

Explanatory Note - The "City of Hamilton Housing Statement Update" was endorsed by City Council on July 26, 1983. Following endorsation by Regional Council, it was forwarded to the Minister of Municipal Affairs and Housing for approval.

The Ministry has requested two revisions -

(i) The average turnover rate for senior citizen assisted housing units should be reduced to 7% from 11% to reflect current trends. The new turnover rate produces lower figures for senior citizen housing supply in the future and, therefore, higher demand. The new figures, however, are not significant enough to affect the recommendations or targets in the Update; and,

(ii) A typographical error is corrected on Page 60 (Table 20).

7. That the Building Commissioner be authorized to issue Demolition Permits for the demolition of residential buildings as outlined below for which application has been processed through the Building Department and the Planning and Development Committee:-

52 Allan Avenue
206 Cope Street
210 Cope Street
212 Cope Street
214 Cope Street
205 Tragina Avenue North
211 Tragina Avenue North
215 Tragina Avenue North
314 and 316 Gage Avenue North
422 Main Street West
130 Mud Street

8. (a) That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No.83-186 dated June 29, 1983, passed by City Council, which was for compliance of an Order dated March 2, 1983 for the demolition of the building and the removal of the demolition debris and level the lands located at **15 Gerrard Street**, pursuant to Subsection 21 of Section 43 of The Planning Act, R.S.O. 1980, Chapter 379; now Subsection 20 of Section 31 of The Planning Act, 1983.

Explanatory Note -The Order dated March 2, 1983 is now in compliance. The City carried out the work of demolition and clearing of the lands and the cost of same has been placed on the collector's roll to be collected in the same manner as municipal taxes pursuant to Clause (c) of Section 36 of The City of Hamilton Property Standards By-law No.74-74, as amended.

(b) That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No.83-267 dated September 28, 1983, passed by City Council, which was for compliance of an Order dated March 2, 1983, for the demolition of the building and the removal of the demolition debris and level the lands located at **No.17 Gerrard Street** pursuant to Subsection 21 of Section 43 of the Planning Act R.S.O. 1980, Chapter 379, now Subsection 20 of Section 31 of The Planning Act, 1983.

Explanatory Note - The Order dated March 2, 1983 is now in compliance. The City carried out the work of demolition and clearing of the lands and the cost of same has been placed on the collector's roll to be collected in the same manner as municipal taxes pursuant to Clause (c) of Section 36 of The City of Hamilton Property Standards By-law No.74-74 as amended.

9. That the following list of applicants be submitted to City Council for approval authorizing the Department of Community Development to process grants and/or loans in an amount not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under The Property Standards By-law No. 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.) Or, pursuant to By-law No. 78-113 for the Hamilton Rehabilitation Programme (H.A.R.P.).

That the officials of the Corporation involved in these Programmes be authorized to take all action that is necessary to process these loan applications and that the Mayor and City Clerk be authorized to execute on behalf of the City any documents required in connection with the Ontario Home Renewal Programme and the Hamilton Rehabilitation Programme.

Ontario Home Renewal Programme

A. Serravalle	75 Huxley Avenue North
R. Dochstader	172 Cumberland Avenue
R. DeGeer	1138 Upper James Street
T. McMullin	787 Ninth Avenue
M. Voynich	27 Britannia Avenue
I. Stevely	101 Wellington Street South

Hamilton Rehabilitation Programme

K. Bishop	44 Roanoke Road
T. Caldwell	60 Elgar Avenue
J. Melo	129 Albany Avenue

10. That a **grant and repayable loan** in the amount of $5,000.00 be approved for Mr. and Mrs. T. Micallef, 399 Hawkridge Avenue, for the adaptation of their home for Mrs. Micallef's handicap, and

That subject to approval, the loan be registered on Title, indicating that a forgiveable grant in the amount of $2,500.00 be earned over a five (5) year period and the balance of $2,500.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%.

11. (a) That the Redevelopment Plan for the Normanhurst Neighbourhood, as appended hereto and marked APPENDIX "F", be adopted;

(b) That the City Solicitor be hereby authorized and directed to prepare and submit to City Council for approval, a by-law pursuant to the provisions of Subsection (5) of Section 22, The Planning Act, Province of Ontario, adopting the Plan to which reference is made in (a) above; and

(c) That the Director, Department of Community Development be hereby authorized and directed to submit to the Minister of Municipal Affairs and Housing, Province of Ontario for approval, in the manner as prescribed by the Minister, the Redevelopment Plan and By-law to which reference is made in (a) and (b) above.

Explanatory Note - Pursuant to the provisions of the Ontario Neighbourhood Improvement Programme (O.N.I.P.) a public meeting was held November 9, 1983 at City Hall to present to residents and/or property owners of the Normanhurst Redevelopment Area, the draft Redevelopment Plan which had been adopted by the Normanhurst Citizens' Neighbourhood Planning Committee. There being no objections to the draft Redevelopment Plan, it is requested that the Plan, appended hereto as APPENDIX "F" be adopted.

12. (a) That the Downtown Business Improvement Area (B.I.A.) Board of Management's 1984 Budget of $130,000.00, attached hereto as APPENDIX "G", be approved with the amount to be levied being $110,000.00 in 1984;

(b) That the City Solicitor be authorized and directed to prepare the necessary by-law to levy the 1984 Budget;

(c) That the Schedule of Advance Payments to the B.I.A. dated 1983 December 6, attached as APPENDIX "H" be approved; and, that the City deduct the 1983 shortfall as at 1983 December 31 from the first amounts to be advanced to the B.I.A. in 1984.

Note - In respect of (a) above, the difference between the 1984 Budget and the amount to be levied in the amount of $20,000.00 is due to a carry-over from 1983 to cover the shortfall in collections in that year and a promotion re completion of the Downtown Action Plan.

13. That leave be granted to introduce the following Bills:-

(a) Bill D-1 - By-law to Amend Zoning By-law No.82-7, respecting land located in the area south of Burlington Street East, between Victoria Avenue North and Wentworth Street North

(b) Bill D-2 - By-law to Amend Zoning By-law No.82-09, respecting land located at Municipal No.495 Wentworth Street North

(c) Bill D-3 - By-law to Amend Zoning By-law No.82-11, respecting land located at Municipal No.55 Brant Street

(d) Bill D-4 - By-law to Amend Zoning By-law No.82-13, respecting land located at Municipal No.10 Hillyard Street

(e) Bill D-5 - By-law to Amend Zoning By-law No.82-15, respecting land located at Municipal No.400 Wentworth Street North

(f) Bill D-6 - By-law to Amend Zoning By-law No.82-17, respecting land located at Municipal No.360 Wentworth Street North

(g) Bill D-7 - By-law to Amend Zoning By-law No.6593 respecting lands located in the area north of Rymal Road East and west of Upper Ottawa Street

(h) Bill D-8 - By-law to Establish Site Plan Control respecting land located at the north-west corner of Limeridge Road East and Upper Wellington Street

(i) Bill D-9 - By-law to Adopt Official Plan Amendment No.11 respecting land located in the Area bounded by Victoria Avenue North, Burlington Street East, Birch Avenue and the C.N. Tracks (Main Line) in the Keith Neighbourhood.

(j) Bill D-10 - By-law to Amend Zoning By-law No.83-224 respecting land bounded by Queen Street South, Robinson Street, Hess Street South and Duke Street

(k) Bill D-11 - By-law to Adopt Official Plan Amendment No.12 respecting land located in the Normanhurst Neighbourhood, bounded by Strathearne Avenue, the C.N.R. Line, Parkdale Avenue South and Queenston Road

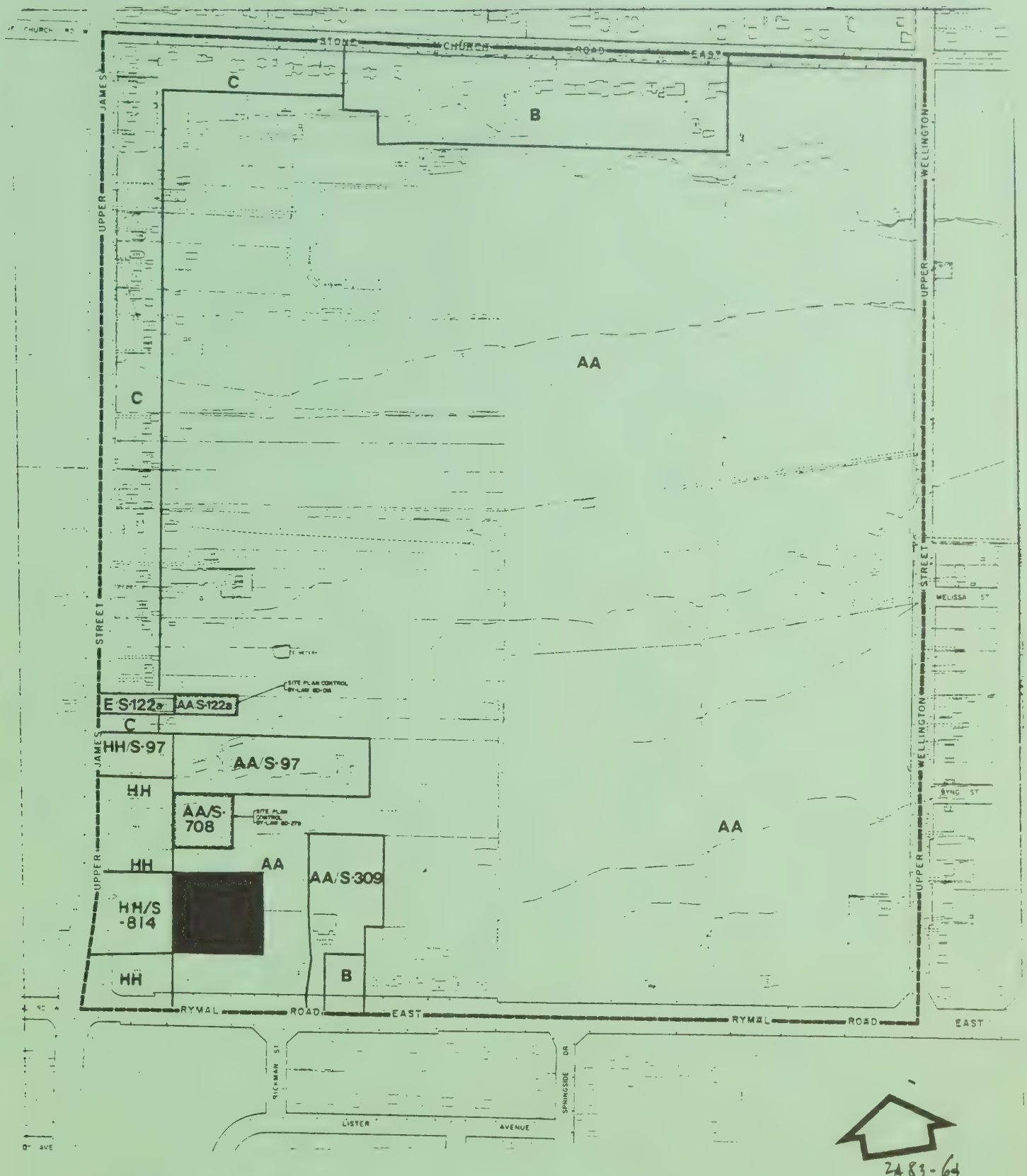
(l) Bill D-12 - By-law to Amend Site Specific Zoning By-law No.67-218 respecting land located at the north-west corner of Limeridge Road East and Upper Wellington Street

(m) Bill D-13 - By-law to Establish a Tariff of Fees

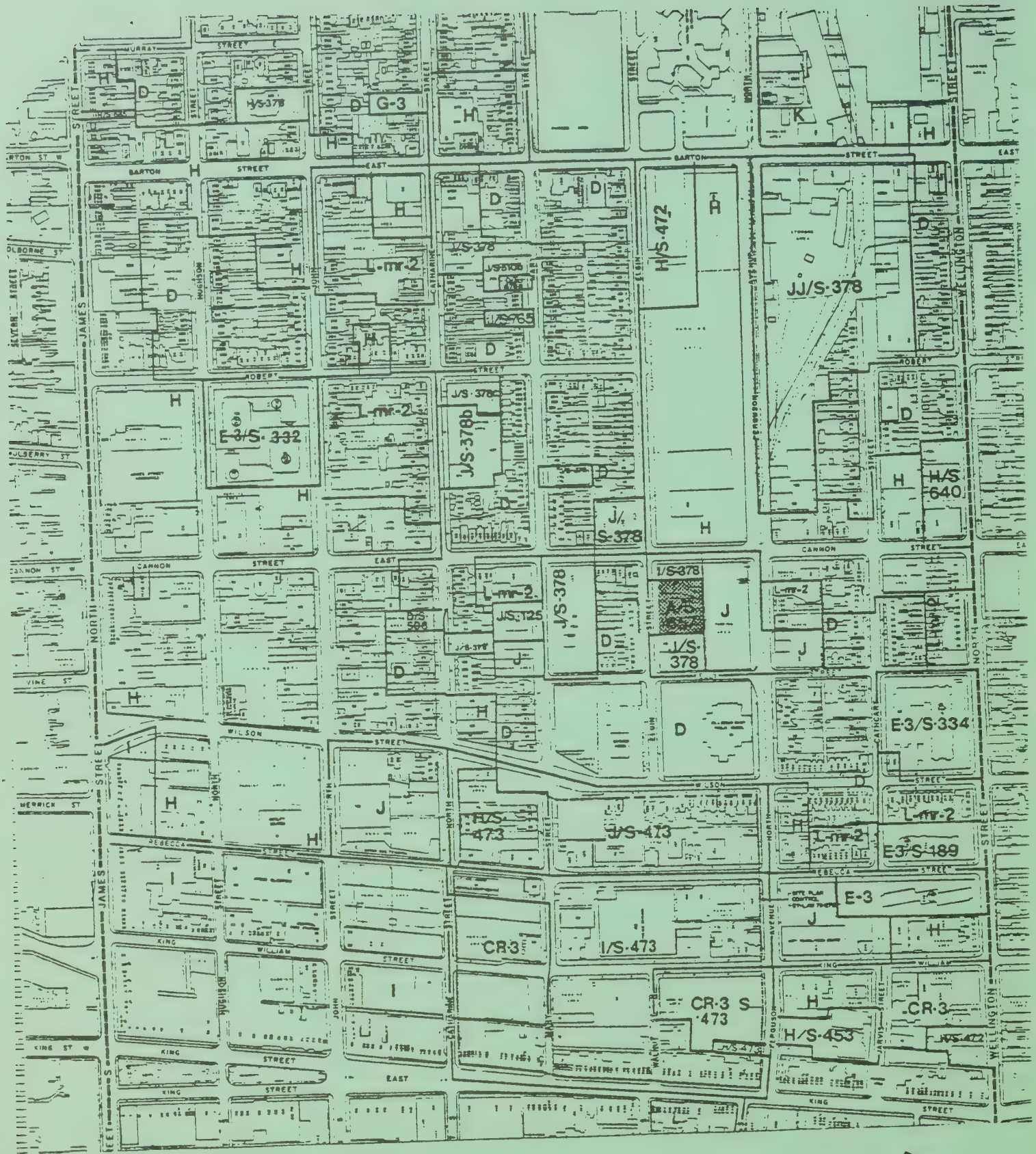
Respectfully submitted

JDT:bg
December 14, 1983

Alderman W. M. McCulloch, Chairman
Planning and Development Committee



SITE OF THE APPLICATION.



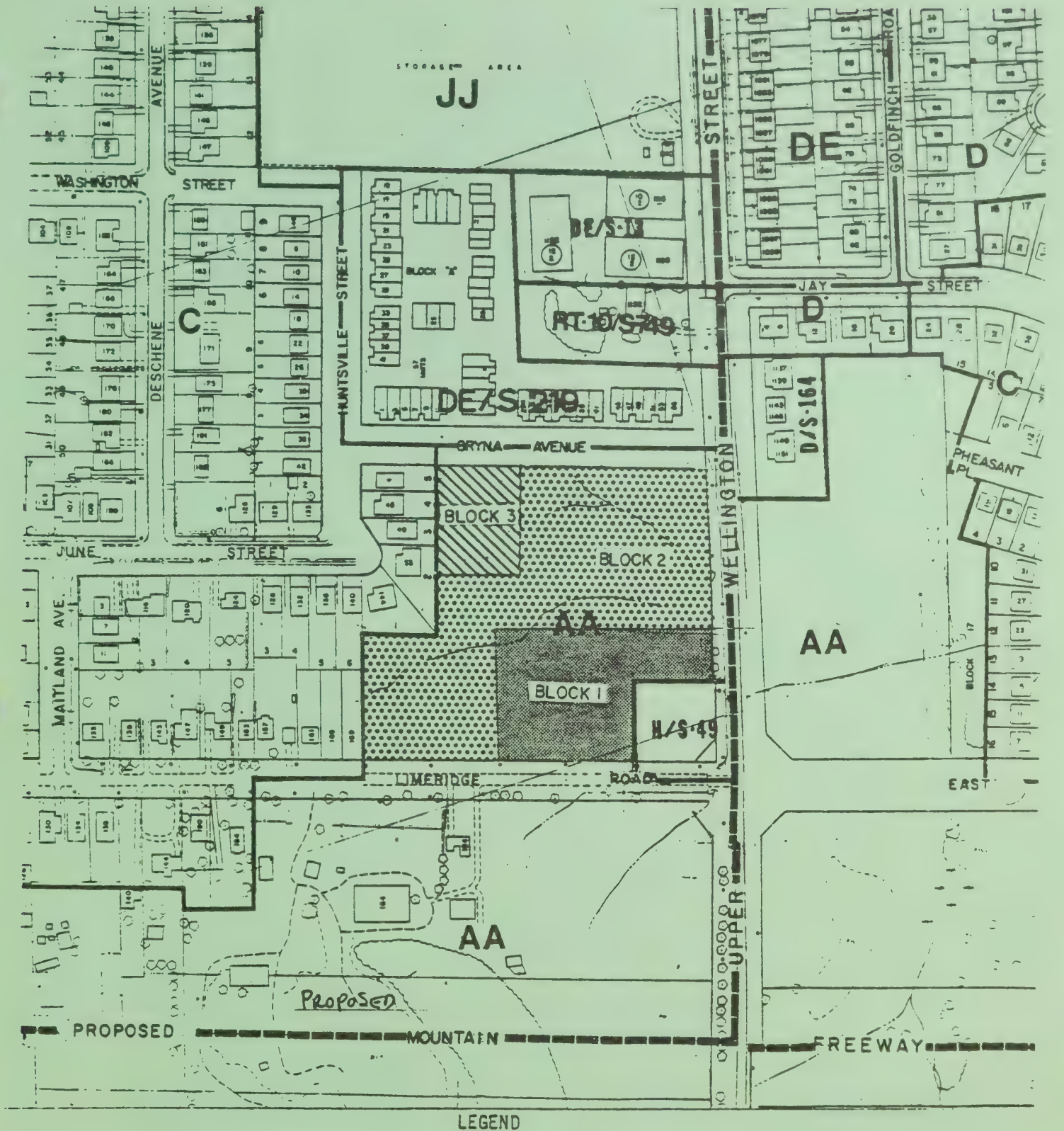
APPENDIX "B"
(R.P.D.C.25, Item 2)

LEGEND

SITE OF THE APPLICATION

C.I. 83-M

APPENDIX "B"
(R.P.D.C.25, Item 2)



LEGEND

PROPOSED CHANGES IN ZONING FROM "AA" (AGRICULTURAL) DISTRICT TO:

BLOCK 1 — "G" (Neighbourhood Shopping Centre, etc.) District.

BLOCK 2 — "RT-10" (Townhouse) District.

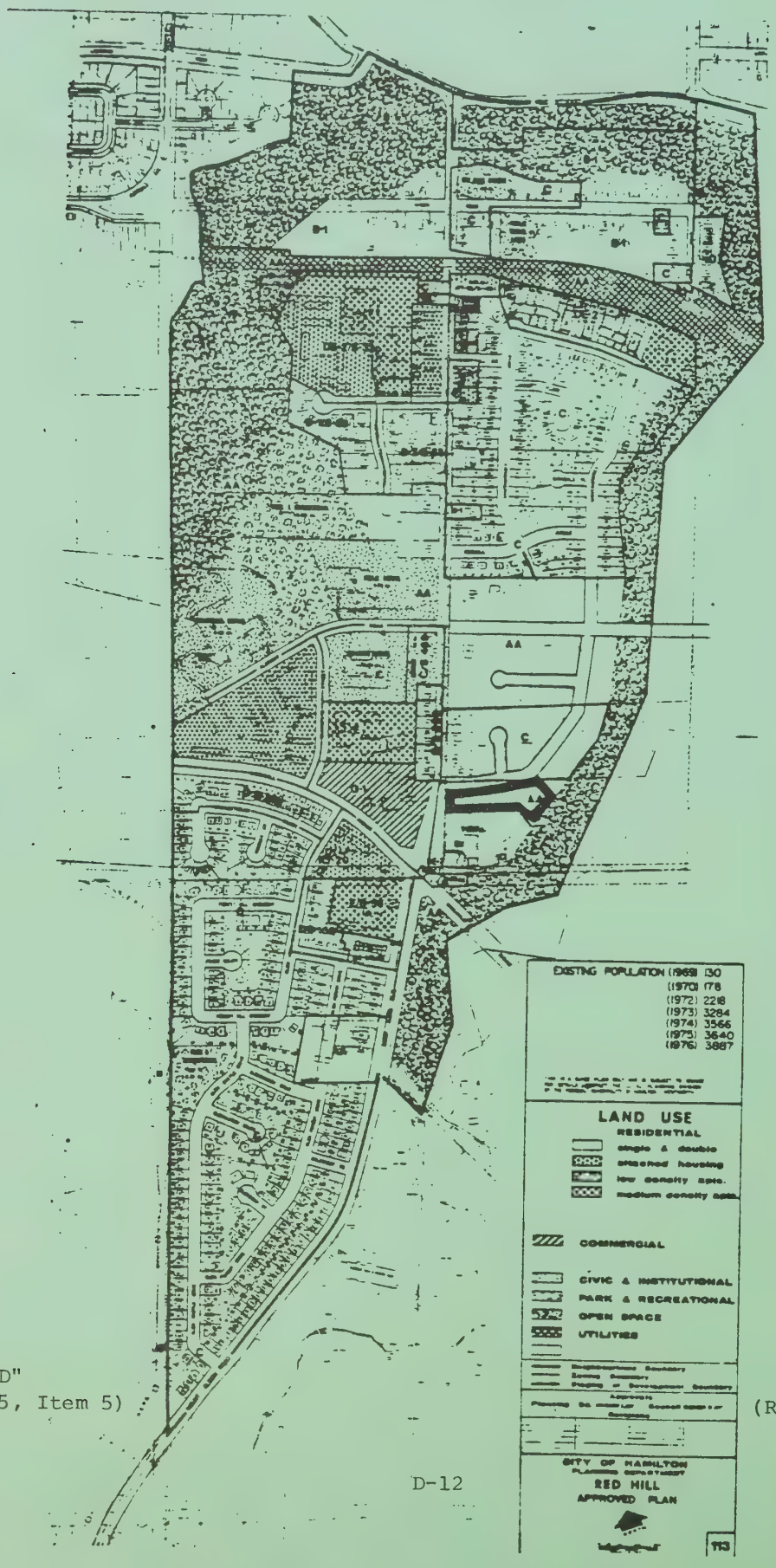
BLOCK 3 — "A" (Conservation, Open Space, Park and Recreation) District.

ZA 83-42

APPENDIX "C"
(R.P.D.C.25, Item 3)

APPENDIX "C"
(R.P.D.C.25, Item 3)

PROPOSED NEIGHBOURHOOD DESIGNATION:
FROM SINGLE TO LOW DENSITY APARTMENTS



APPENDIX "D"
(R.P.D.C.25, Item 5)

APPENDIX "D"
(R.P.D.C.25, Item 5)

PLAN 1

SCHEDULE A

The changes required are outlined below and circled on the attached:

i) Page 60, Table 20:

1982 TOTAL from 6,577 to 6,592.

ii) Page 78, 12th Line:

11 to 7.

iii) Page 78, Third Line From Bottom:

From 1,093 to 695.

iv) Page 78, Second Line From Bottom:

From 238 to 151.

v) Page 79, Table 37:

From 11% Turnover to 7% Turnover;
From 1,093 to 695; and,
From 238 to 151.

vi) Page 82, Table 42:

From 1,093 to 695;
From 1,167 to 769;
From 1,170 to 772; and,
From 1,190 to 792.

vii) Page 82, Table 43:

From 238 to 151;
From 454 to 367;
From 466 to 379; and,
From 526 to 439.

viii) Page 83, 7th Line:

From 343 to 430; and,
From 415 to 502.

APPENDIX "E"
(R.P.D.C.25, Item 6)

E

ix) Page 83, Table 46:

From 1,167 to 769;
From 1,170 to 772;
From 1,190 to 792;
From -783 to -385;
From -786 to -388; and,
From -806 to -408.

x) Page 83, Table 47:

From 454 to 367;
From 466 to 379;
From 526 to 439;
From 415 to 502;
From 403 to 490; and,
From 343 to 430.

TABLE 20 PRODUCTION OF RENT GEARED-TO-INCOME HOUSING CITY OF HAMILTON

TYPE	UNITS		
	1976	1982	INCREASE
Family	2183	3066	883
Senior	1058	3323	2265
Handicapped	0	203	203
TOTAL	3241	6592	3351

Source: Barnard Study, 1976 and Housing Agencies

The total number of rent geared-to-income units has more than doubled in the six-year period. Units for families increased by 883 units, while units for seniors increased by 2265 units.

The 1976 Hamilton Housing Needs Study identified two priority groups requiring assisted housing: low income families with three or more members and senior citizens living alone. In general, the needs of senior citizens have been met by the additional 2265 units provided and an increase in guaranteed income.

The 1976 Council-adopted Housing Policy, which evolved from the Hamilton Housing Needs Study, recommended provision of 660 low-income family units annually. This target has not been met, and, in fact, it has taken six years to achieve what was suggested in the 1976 policy statement for a little over one year.

In the last two years, significant commitments to new rent geared-to-income units have been made through the Private Non-Profit Housing program. These commitments include some 996 family units and 170 senior units. Approximately 15 per cent (149) of the family units and 25 per cent (43) of the senior units are expected to be rent geared-to-income units.

8.4 The Need for Additional Assisted Housing Units

In the past, the degree of need for assisted housing was not readily available. Various indicators suggested varying levels of need. These indicators included the general local economic and housing climate and analysis of the Hamilton-Wentworth Housing Authority's waiting list.

TABLE 35 ASSISTED HOUSING SUPPLY - SENIORS
CITY OF HAMILTON

PROGRAM	TOTAL INVENTORY	RENT GEARED-TO-INCOME UNITS	MARKET RENTAL UNITS
PUBLIC HOUSING	3003	3003	0
RENT SUPPLEMENT	68	68	0
PRIVATE NON-PROFIT	961	240	721
TOTAL	4032	3311	721

Excludes • handicapped, and
• 1982 commitments for Private Non-Profit projects

SOURCE: C.M.H.C. and H.W.H.A

In order to determine the numbers of units available in 1986, turnover rates in existing units and new units coming on stream through C.M.H.C. allocations must be calculated.

Turnover rates for family units over the past three years have declined and were approximately 12 per cent in 1982(1). It is expected that rates will be even lower over the next three years; therefore, a turnover rate of 7 per cent per year is used. For seniors, a turnover rate of 7 per cent per year is used, which reflects current figures.

When the turnover rate is applied to existing units, the assisted housing supply over the next three years for families is 492 rent geared-to-income units and 431 market rental units (Table 36). For seniors, 695 rent geared-to-income units and 151 market rental units will become available through turnover (Table 37).

(1) Hamilton-Wentworth Housing Authority & Non-Profit Agencies

TABLE 36

ASSISTED HOUSING SUPPLY - 1986
FROM TURNOVER
FAMILIES

	RGI	MR
Existing Supply	2345	2050
Projected Supply (@ 7% Turnover) 1986	492	431

TABLE 37

ASSISTED HOUSING SUPPLY - 1986
FROM TURNOVER
SENIORS

	RGI	MR
Existing Supply	3311	721
Projected Supply (@ 7% Turnover) 1986	695	151

New units committed by C.M.H.C. under the Non-Profit Housing programs will also be coming on stream. Annual C.M.H.C. unit allocations for non-profit housing in each municipality are based on a number of factors, such as households in need, previous years' allocation and other relevant factors. The allocation breakdown between the three types of non-profit projects (private non-profit, co-op, and municipal non-profit) is based on project viability and administrative capabilities, readiness to proceed and established need. Allocations to each municipality fluctuate considerably from year to year and can be transferred from one municipality to another and from one project to another within each municipality.

In general, C.M.H.C. allocations are being reduced; however, Hamilton seems to be maintaining its numbers at least for 1983. The allocation suggested by C.M.H.C. for the

TABLE 42

ASSISTED HOUSING SUPPLY - 1986
SENIORS
RENT GEARED-TO-INCOME UNITS

	LOW	MEDIUM	HIGH
Unit Allocations	74	77	97
Units from Turnover	695	695	695
TOTAL	769	772	792

TABLE 43

ASSISTED HOUSING SUPPLY - 1986
SENIORS
MARKET RENTAL UNITS

	LOW	MEDIUM	HIGH
Unit Allocations	216	228	288
Units from Turnover	151	151	151
TOTAL	367	379	439

10.4 Demand vs. Supply

When demand for assisted housing units is compared with supply for 1986, net demand for rent geared-to-income units for families is 139 units under the low C.M.H.C. unit allocation, 120 units under the medium allocation, or 73 units under the high allocation (Table 44).

TABLE 44

NET DEMAND - 1986
FAMILIES
RENT GEARED-TO-INCOME UNITS

	LOW	MEDIUM	HIGH
Demand	664	664	664
Supply	525	544	591
Net Demand	139	120	73

Net demand for market rental units for families is 2240 units (low allocation), 2124 units (medium allocation), or 1851 units (high allocation (Table 45).

TABLE 45

NET DEMAND - 1986
FAMILIES
MARKET RENTAL UNITS

	LOW	MEDIUM	HIGH
Demand	2848	2848	2848
Supply	608	724	997
Net Demand	2240	2124	1851

For seniors, there is an oversupply of rent geared-to-income units, but demand for between 430 and 502 market rental units (Tables ~~46~~ and ~~47~~).

TABLE 46

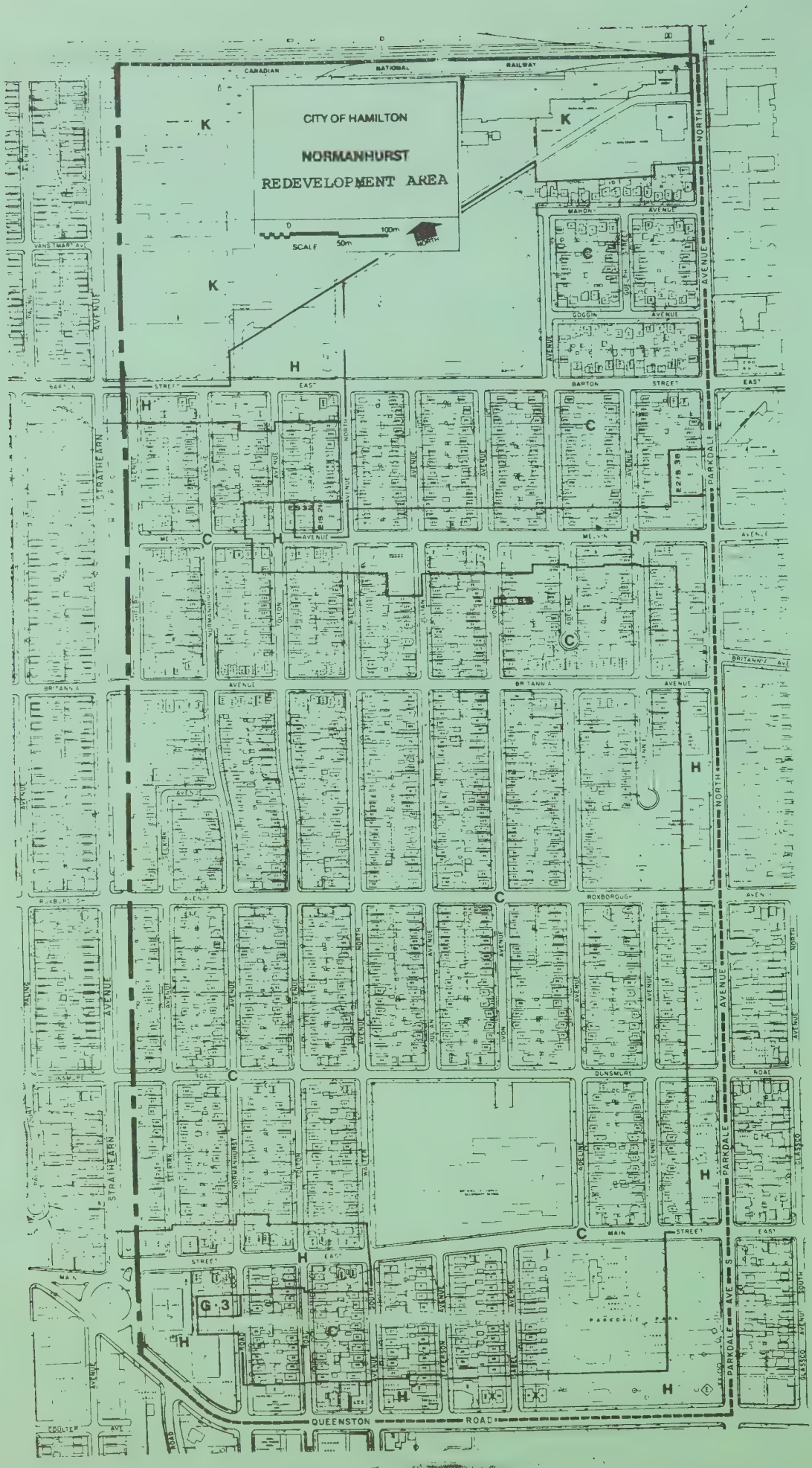
NET DEMAND - 1986
SENIORS
RENT GEARED-TO-INCOME UNITS

	LOW	MEDIUM	HIGH
Demand	384	384	384
Supply	769	772	792
Net Demand	-385	-388	-408

TABLE 47

NET DEMAND - 1986
SENIORS
MARKET RENTAL UNITS

	LOW	MEDIUM	HIGH
Demand	869	869	869
Supply	367	379	439
Net Demand	502	490	430



APPENDIX "F"
(R.P.D.C.25, Item 11)

APPENDIX "F"
(R.P.D.C.25, Item 11)

SCHEDULE 'A'

1984 DOWNTOWN HAMILTON
B.I.A. BUDGET SUMMARY

$110,000. Proposed Request for 1984 B.I.A. Levy.

Breakdown

$ 10,000. Projected 1983 Shortfall due to unpaid 1983 B.I.A. Levys.

$ 5,000. Reserve for 1984 B.I.A. unpaid levys.

$ 55,000. Promotion Committee Budget.

$ 36,000. Administration budget.

$ 24,000. Beautification Committee Budget

($ 20,000.) 1983 Carry forward.

A) $10,000. Held over to cover shortfall due to unpaid and uncollected 1983 B.I.A. Levy.

B) $10,000. Held over from Beautification and Promotion due to delay in re-opening the Gore. Plan for extravaganza 1984 Gore opening.

$110,000. TOTAL

APPENDIX "G"
(R.P.D.C.25, Item 12)

E

SCHEDULE 'B'

DOWN TOWN PROMENADE

RECEIVED
DATE 83 dec 07
FILE NO. 800-0014.2
LETTER NO. 641-08
FILE

December 6, I983

Dept. of Community Development,
City Hall,
Hamilton, Ontario.

Attn: Mr. E. Kowalski

Re: BIA Levy - Schedule of Payments I984

Dear Sirs:

With reference to our previously submitted Budget for I984 we should like to submit the undernoted request as a Schedule of Payments for the first 6 months of I984. The schedule for the second 6 months will follow when we have further information on the availability of Gore Park.

Ist JANUARY	$5,000
Ist FEBRUARY	7,000
Ist MARCH	6,000
Ist APRIL	6,000
Ist MAY	7,000
Ist JUNE	9,000
	$40,000

This schedule takes into account average monthly operating expenses and certain peak periods of Promotion and Advertising. We have also taken into account a contingency figure of 5% to cover uncollected levies in I984.

Yours truly,

Bob Martin,
Executive Director.

APPENDIX "H"
(R.P.D.C.25, Item 12)

APPENDIX "H"
(R.P.D.C.25, Item 12)

Board of Management, Downtown Hamilton Business Improvement Area.
P.O. Box 1023, Station A, Hamilton, Ontario L8N 3R4 Telephone (416) 527-5071, Extension 6108

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWENTYSIXTH** Report for 1983 and respectfully recommends:

1. That the firm of Roger du Toit Associates Limited be hired on a contract basis to complete implementation of the remaining elements and construction priorities of the Downtown Action Plan at a fee to be agreed upon through contractual arrangements.

2. That the work assignments to be undertaken by Mr. Webb McFarland during the term of his contract with the City of Hamilton be expanded to include the remaining elements of the Downtown Action Plan, and that Mr. McFarland be responsible for establishing an appropriate costing schedule for inclusion in the Capital Budget.

Respectfully submitted

JDT:bg
1983 December 16,

Alderman W. M. McCulloch
Chairman
Planning & Development Committee

E

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. That the City of Hamilton request the Province of Ontario to pass private legislation for authority to license, regulate, govern, examine and create classes for the following types of trades:-

   (a) Carpentry - forming, framing, trim contractors

   (b) Interior finishing - painters, flooring, kitchen cabinets, carpets, hardwood flooring, staircase carpentry contractors

   (c) Exterior finishing - foundation sealer, caulking, garage door contractors

   (d) Masonry - brick and block, concrete mason, tile setter contractors

   (e) Vacuum system contractors

   (f) Lathing/drywall/plaster contractors

   (g) Landscaping - excavating, landscaper contractors

2. That permission be granted to Salidas Enterprises (Canada) Distributors of "U.S.A. Today", to place newspaper vending boxes at the City Hall and Hamilton Market, subject to the policy "Regulating and Control - Newspaper Vending/ Distribution Boxes on the Road Allowance" adopted by City Council July 27, 1982.

3. That leave be granted to introduce the following Bills:-

   (a) Bill E-1 - By-law respecting Ward Boundary Revisions

   (b) Bill E-2 - By-law to Amend Licensing By-law No.79-323 respecting Reciprocal Agreements

   (c) Bill E-3 - By-law to confirm proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully recommended,

1984 January 4
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

REPORT OF THE SPECIAL COMMITTEE TO ADMINISTER THE HAMILTON-SCOURGE PROJECT

To the Council of the Corporation of the City of Hamilton

MEMBERS OF COUNCIL:

The Special Committee to Administer The Hamilton-Scourge Project presents its FIRST Report for 1984 and respectully recommends:

1. That the contract with Ruder Finn & Rotman Inc. carrying on business as Arts and Communications Counselors, fund raising consultants for the HAMILTON - SCOURGE project, be continued through the second phase of its initial term, which is January 4, 1984 to March 31, 1984, and that $28,500.00 be included in the 1984 budget allocation for this purpose.

FOR THE INFORMATION OF MEMBERS OF CITY COUNCIL

Arts and Communications Counselors were engaged to undertake the planning, preparation and execution of a fund raising program for the HAMILTON-SCOURGE project with a target of $10,000,000 from October 1, 1983 to March 31, 1984 and a further term (in which fund raising will actually be executed) from April 1, 1984 through to 1985. The initial term was divided into two phases, the first from October 1, 1983 to December 31, 1983, and the second phase from January 4, 1984 to March 31, 1984.

2. That the present conditions under which the HAMILTON-SCOURGE Project Director is engaged on a leave of absence from the Regional Municipality of Hamilton-Wentworth, be continued in 1984; and that the Chief Administrative Officer be authorized to request continuation of the Project Director's services, under these conditions, until finalization of the 1984 Budget for the Hamilton-Scourge Project.

FOR THE INFORMATION OF MEMBERS OF CITY COUNCIL

In November, 1983, Council approved a request to the Regional Municipality of Hamilton-Wentworth to obtain the services of the Curator of Wentworth Heritage Village as HAMILTON-SCOURGE Project Director for the balance of 1983. Regional Council subsequently approved this leave of absence, under which the Curator remains on Regional payroll and benefits, while the City is charged for his services at $3,000.00 per month. This present arrangement terminated on December 31, 1983.

3. That the contract with the Research and Co-ordinating Officer for the HAMILTON-SCOURGE Project be extended to December 31, 1984, with the deletion of primary responsibility for fund raising and the speakers bureau, but with the addition of Secretarial responsibility to the Task Forces.

FOR THE INFORMATION OF MEMBERS OF CITY COUNCIL

In May 1983 Council approved a contract for a Research and Co-ordinating Officer for the HAMILTON-SCOURGE Project, at $483.00 per week. The salary for this position is recommended to remain at $483.00 per week for 1984. A report of the work done under the contract is available from the Secretary.

4. That a contract be undertaken with the person acting as Registrar for the HAMILTON-SCOURGE Project to continue in the function in 1984, for an amount not to exceed $15,000.00, as provided in the 1984 Budget.

FOR THE INFORMATION OF MEMBERS OF CITY COUNCIL

On September 9, 1983, one of the employees from the Interpretive Centre (hired on a Summer Canada Grant) was asked to undertake work in an acting capacity as Registrar for the HAMILTON-SCOURGE Project, at an hourly rate of $5.15. A report of the work completed to date is available from the Secretary.

5.- That the City of Hamilton engage Mr. Claus Breede, of Southampton, Ontario as Project Archaeologist for the HAMILTON-SCOURGE Project on the basis of an honorarium not to exceed $125.00 per day, plus expenses.

FOR THE INFORMATION OF MEMBERS OF CITY COUNCIL

On August 29, 1983, Mr. Ken Cassavoy advised the Project of his resignation as Project Archaeologist. Since that time, the Committee has considered the possibility of engaging one of the two or three other Canadian Archaeologists who have underwater experience. Any member of Council wishing to review the Curriculum Vitae of Mr. Breede can contact the Secretary.

RESPECTFULLY SUBMITTED,

ALDERMAN W. MCCULLOCH, CHAIRMAN

S. J. Dembe, Secretary
1984 January 5

Bill No. C-1

The Corporation of the City of Hamilton

BY-LAW NO. 83-

Respecting:

THE IVOR WYNNE STADIUM

WHEREAS the Ontario Municipal Board by Order dated the 25th day of November, 1983 (File No. E 831132) approved,

(a) the repairs to Ivor Wynne Stadium at an estimated cost of $625,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and

(b) the issuance of the necessary debentures by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described above may now be proceeded with in accordance with the said Ontario Municipal Board Order and The Regional Municipality of Hamilton-Wentworth may issue debentures therefor for a sum not exceeding $625,000.00 and not to exceed the net cost of such undertaking to the City of Hamilton, for a term not to exceed fifteen years.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of A.D. 1983.

City Clerk Mayor

(1983) 18 R.P.R.C. 9, September 27
(1983) 16 R.F.C. 10, September 27

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-7

Respecting

LAND LOCATED IN THE AREA SOUTH OF BURLINGTON STREET EAST, BETWEEN VICTORIA AVENUE NORTH AND WENTWORTH STREET NORTH

WHEREAS By-law No. 82-7 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820644) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-7 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. (1) Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

(2) Paragraph 1 of subclause 1(a)(ii) of the said By-law is amended by inserting after "Salvage Yard" "where shredding and crushing operations take place".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof:

(iii) INDUSTRIAL USES except ancillary landscaping, parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Nitrating Plant
24. Paints and Varnish Manufacture
25. Paper Mill
26. Petroleum and Petroleum Products Manufacture
27. Potash Manufacture
28. Primary Metals Plant
29. Propane Gas Manufacture or Storage
30. Pyroxylin Manufacture or Storage
31. Rayon Manufacture
32. Rock Crushing Plant

33. Sawmill

34. Slaughter House and Stock Yard

35. Soaps and Detergents Manufacture

36. Tallow Rendering Plant

37. Tannery

38. Tar and Tar Products Manufacture

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-778a ".

5. Sheet No. E-11 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-778a ".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized to submit this By-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-09

Respecting

LAND LOCATED AT MUNICIPAL NO. 495 WENTWORTH STREET NORTH

WHEREAS By-law No. 82-09 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820645) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-09 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof.

(iii) INDUSTRIAL USES except ancillary landscaping. parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Metal Products Manufacture Where Cutting, Shearing, Hammering, Rolling, Stamping, or Grinding Operations Take Place
24. Nitrating Plant
25. Paints and Varnish Manufacture
26. Paper Mill
27. Petroleum and Petroleum Products Manufacture
28. Potash Manufacture
29. Primary Metals Plant
30. Propane Gas Manufacture or Storage
31. Pyroxylin Manufacture or Storage
32. Rayon Manufacture

33. Rock Crushing Plant

34. Sawmill

35. Slaughter House and Stock Yard

36. Soaps and Detergents Manufacture

37. Tallow Rendering Plant

38. Tannery

39. Tar and Tar Products Manufacture

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-779 a".

5. Sheet No. E-11 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-779a ".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized to submit this by-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-11

Respecting

LAND LOCATED AT MUNICIPAL NO. 55 BRANT STREET

WHEREAS By-law No. 82-11 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820646) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-11 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. (1) Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

(2) Paragraph 1 of subclause 1(a)(ii) of the said By-law is amended by inserting after "Salvage Yard" "where shredding and crushing operations take place".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof:

(iii) INDUSTRIAL USES except ancillary landscaping, parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Metal Products Manufacture Where Cutting, Shearing, Hammering, Rolling, Stamping, or Grinding Operations Take Place
24. Nitrating Plant
25. Paints and Varnish Manufacture
26. Paper Mill
27. Petroleum and Petroleum Products Manufacture
28. Potash Manufacture
29. Primary Metals Plant
30. Propane Gas Manufacture or Storage

31. Pyroxylin Manufacture or Storage

32. Rayon Manufacture

33. Rock Crushing Plant

34. Sawmill

35. Slaughter House and Stock Yard

36. Soaps and Detergents Manufacture

37. Tallow Rendering Plant

38. Tannery

39. Tar and Tar Products Manufacture

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-780a ".

3. Sheet No. E-20 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-780a ".

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized to submit this by-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-13

Respecting

LAND LOCATED AT MUNICIPAL NO. 10 HILLYARD STREET

WHEREAS By-law No. 82-13 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820647) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-13 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. (1) Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

(2) Paragraph 1 of subclause 1(a)(ii) of the said By-law is amended by inserting after "Salvage Yard" "where shredding and crushing operations take place".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof:

(iii) INDUSTRIAL USES except ancillary landscaping, parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion, except aluminum
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Nitrating Plant
24. Paints and Varnish Manufacture
25. Paper Mill
26. Petroleum and Petroleum Products Manufacture
27. Potash Manufacture
28. Primary Metals Plant
29. Propane Gas Manufacture or Storage
30. Pyroxylin Manufacture or Storage
31. Rayon Manufacture
32. Rock Crushing Plant

33. Sawmill

34. Slaughter House and Stock Yard

35. Soaps and Detergents Manufacture

36. Tallow Rendering Plant

37. Tannery

38. Tar and Tar Products Manufacture

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-781a ".

5. Sheet No. E-20 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-781a ".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized to submit this By-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-15

Respecting

LAND LOCATED AT MUNICIPAL NO. 400 WENTWORTH STREET NORTH

WHEREAS By-law No. 82-15 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820648) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-15 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. (1) Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

(2) Paragraph 1 of subclause 1(a)(ii) of the said By-law is amended by inserting after "Salvage Yard" "where shredding and crushing operations take place".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof:

(iii) INDUSTRIAL USES except ancillary landscaping, parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Nitrating Plant
24. Paints and Varnish Manufacture
25. Paper Mill
26. Petroleum and Petroleum Products Manufacture
27. Potash Manufacture
28. Primary Metals Plant
29. Propane Gas Manufacture or Storage
30. Pyroxylin Manufacture or Storage
31. Rayon Manufacture
32. Rock Crushing Plant

33. Sawmill

34. Slaughter House and Stock Yard

35. Soaps and Detergents Manufacture

36. Tallow Rendering Plant

37. Tannery

38. Tar and Tar Products Manufacture

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-782a ".

5. Sheet No. E-20 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-782a ".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized to submit this By-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 82-17

Respecting

LAND LOCATED AT MUNICIPAL NO. 360 WENTWORTH STREET NORTH

WHEREAS By-law No. 82-17 established special requirements under section 19B of general Zoning By-law No. 6593;

AND WHEREAS the Ontario Municipal Board in its decision dated March 2, 1983 (File No. R. 820649) provided as follows:

> "The Board is therefore, not satisfied with the by-laws in their present form. However, it is clear from the evidence that upon further consideration by the municipality, it might well be appropriate to prohibit certain uses from the lands in question. The Board will therefore, adjourn the hearing for a period of twelve months to give the municipality the opportunity of reconsidering the by-laws with more detailed consideration given to the industrial uses involved, including their component uses, in the light of modern industrial techniques, and with due consideration to the powers available to the Ministry of the Environment and the municipality.
>
> "If the Municipality takes the opportunity to amend the by-laws in accordance with such further investigation, such amending by-laws will require circulation in the normal fashion, and objections, if any, will be heard as a continuation of this hearing.
>
> "If, on the other hand, the City decides not to take any action within this twelve month period, the Board will not approve the six by-laws and the Board's order will issue accordingly."

AND WHEREAS this By-law is in conformity with Official Plan Amendment No. 11 proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister at the time of the passing of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause 1(a)(i) of By-law No. 82-17 is amended by inserting after "Public USE" in the first line "except ancillary landscaping, parking and offices".

2. (1) Subclause 1(a)(ii) of the said By-law is amended by inserting after "COMMERCIAL USES" in the first line "except ancillary landscaping, parking and offices".

(2) Paragraph 1 of subclause 1(a)(ii) of the said By-law is amended by inserting after "Salvage Yard" "where shredding and crushing operations take place".

3. Subclause 1(a)(iii) of the said By-law is repealed and the following substituted in lieu thereof:

(iii) INDUSTRIAL USES except ancillary landscaping, parking and offices, shall be prohibited:

1. Acid Manufacture and Storage
2. Ammonia Manufacture and Storage
3. Asbestos Products Manufacture
4. Asphalt and Asphalt Products Manufacture
5. Carbon Manufacture
6. Cement Manufacture
7. Chemical and Allied Products Manufacture
8. Chlorine and Chlorine Bleaches Manufacture
9. Coke Oven
10. Non-Ferrous Metals Manufacture and Corrosion
11. Distillation Plant
12. Fertilizer Manufacture
13. Firework Manufacture
14. Feed Mill
15. Fish Packing Plant
16. Flour Mill
17. Fuel Storage Tank
18. Gas Plant
19. Glue Manufacture
20. Incinerator
21. Insecticide Manufacture
22. Lampblack Manufacture
23. Metal Products Manufacture Where Cutting, Shearing, Hammering, Rolling, Stamping, or Grinding Operations Take Place
24. Nitrating Plant
25. Paints and Varnish Manufacture
26. Paper Mill
27. Petroleum and Petroleum Products Manufacture
28. Potash Manufacture
29. Primary Metals Plant
30. Propane Gas Manufacture or Storage

31. Pyroxylin Manufacture or Storage

32. Rayon Manufacture

33. Rock Crushing Plant

34. Sawmill

35. Slaughter House and Stock Yard

36. Soaps and Detergents Manufacture

37. Tallow Rendering Plant

38. Tannery

39. Tar and Tar Products Manufacture

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-783a ".

3. Sheet No. E-20 of the District Maps is amended by marking the lands referred to in section 1 of this By-law, "S-783a ".

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized to submit this by-law to the Ontario Municipal Board following circularization as aforesaid.

PASSED this day of January A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(a), December 13
City Initiative 83-K

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA NORTH OF RYMAL ROAD EAST AND WEST OF UPPER OTTAWA STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), is amended,

(a) by changing from **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) district to **"R-4"** (Small Lot Single Family Detached) district, the lands comprised in Blocks 1, 2, 3, and 4,

the extent and boundaries of which Blocks 1, 2, 3, and 4 are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

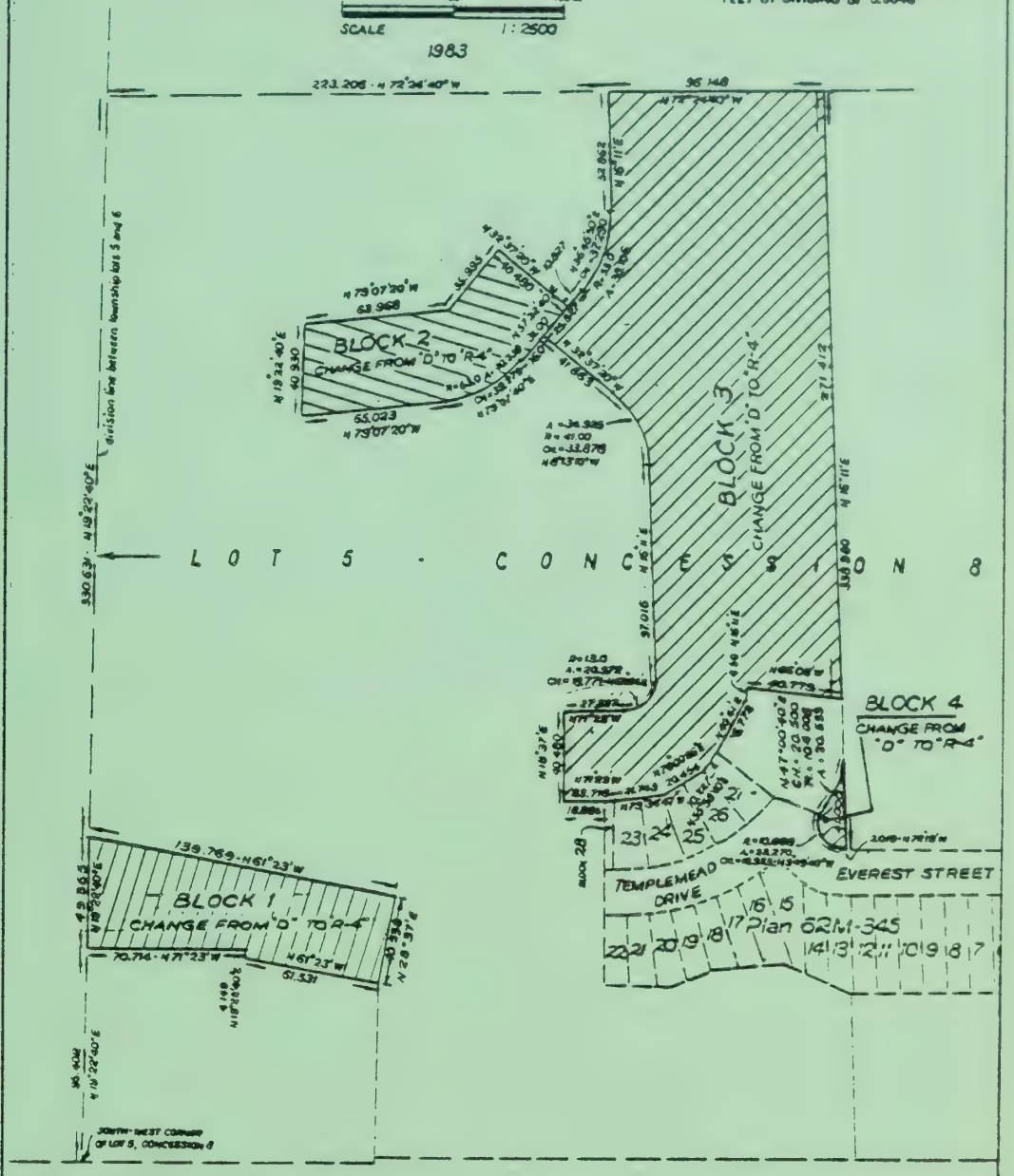
(1983) 20 R.P.D.C. 3, October 11
Seebeck Construction Company Ltd.
and Robert Shelley Construction Ltd., Owners
ZA-83-39

PART OF LOT 5 - CONCESSION 8
FORMERLY IN THE TOWNSHIP OF BARTON
NOW IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Metric:
DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048

SCALE 1 : 2500

1983



RYMAL ROAD EAST — ROAD ALLOWANCE BETWEEN GEOGRAPHIC TOWNSHIPS OF BARTON AND GLANFORD

THIS IS SCHEDULE 'A' TO BY-LAW NO. 83-
PASSE THE DAY OF

Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 83-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCKS 1,2,3&4 — CHANGE IN ZONING FROM "D" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS ETC.) DISTRICT TO "R-4" (SMALL LOT SINGLE FAMILY DETACHED) DISTRICT.

North	Scale	Reference File No.
	1 : 2500	ZA 83-39
	Date	Drawing No.
	83-12-1	

The Corporation of the City of Hamilton

BY-LAW NO.

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF LIMERIDGE ROAD EAST AND UPPER WELLINGTON STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, (now section 40 of The Planning Act, R.S.O. 1980, Chapter 379), established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

68. Land located at the North-West Corner of Limeridge Road East and Upper Wellington Street shown on Appendix 68 hereto annexed and forming part of this by-law.

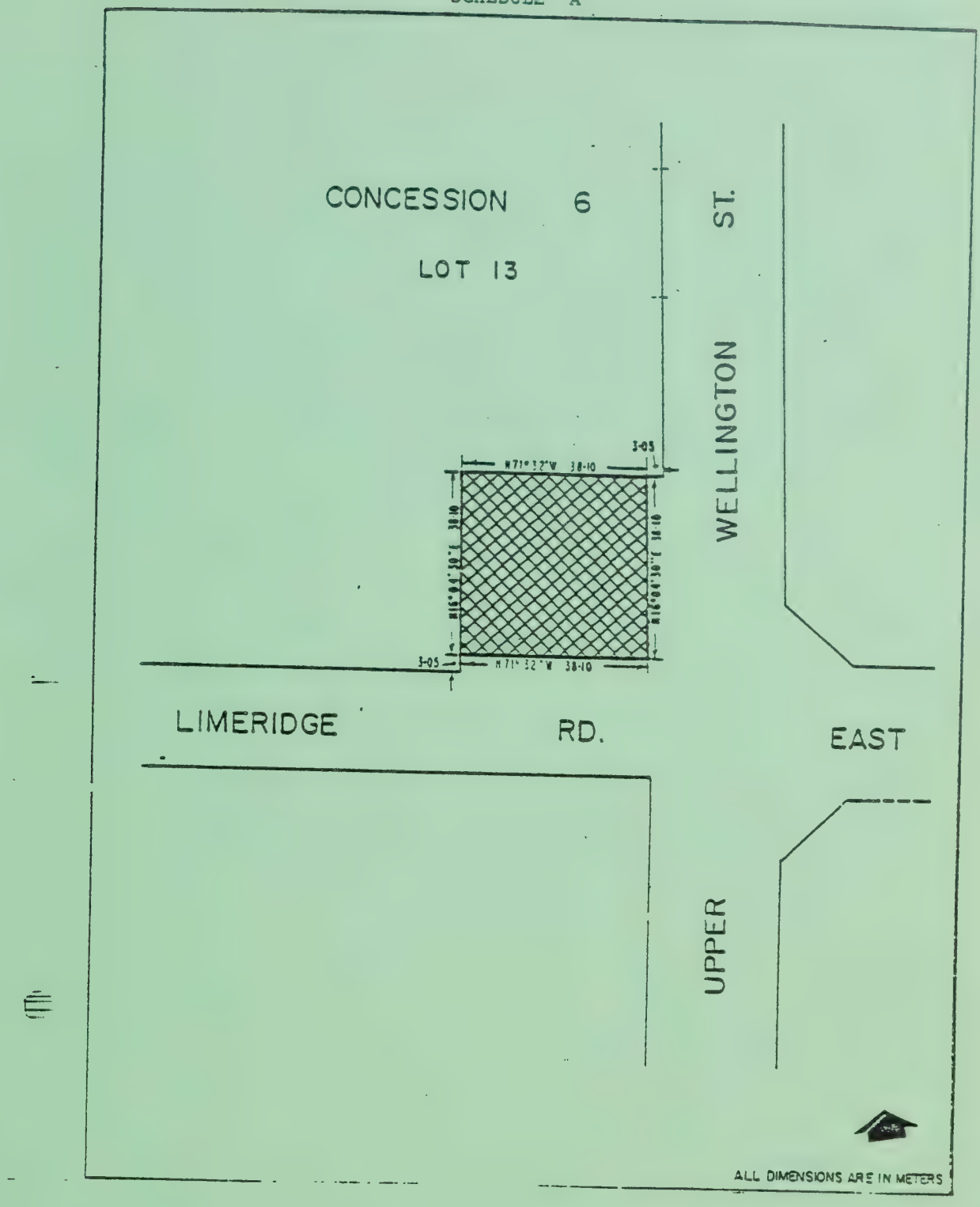
2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 68.

PASSED this day of A.D. 19

City Clerk Mayor

(1983) 22 R.P.D.C. 6(2), November 8
Z.A. 83-46
Sunoco Inc., Owner.

SCHEDULE "A"



LEGEND

Lands designated under this by-law as an area of Site Plan Control pursuant to Section 40 of The Planning Act 1983.

Appendix 68 to By-law No. 79-275.

THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO.

To Adopt:

Official Plan Amendment No. 11

Respecting:

Land Located in the Area Bounded by Victoria Avenue North, Burlington Street East, Birch Avenue and the C.N. Tracks (Main Line) in the Keith Neighbourhood

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 11 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D.

City Clerk Mayor

(1983) 24 R.P.D.C. 5(b), December 13
City Initiative 83k

AMENDMENT NO. 11 TO THE CITY OF HAMILTON OFFICIAL PLAN

The following text, together with the attached Schedules "B" and "B-1" hereto, constitute Amendment No. 11.

PURPOSE

The purpose of this Amendment is to incorporate two schedule changes and a policy addition, in accordance with a recently approved Amendment to the Keith Neighbourhood Plan, to establish a "Zoning Buffer".

LOCATION

The lands affected by this Amendment are located in the area bounded by Victoria Avenue North, Burlington Street East, Birch Avenue, and the C.N. Tracks (Main Line) in the Keith Neighbourhood.

BASIS

The Amendment provides the basis for the rezoning of certain lands within the Keith Neighbourhood. The purpose of these zoning changes is to establish a protective buffer between industrial and residential uses. In this regard, the Amendment identifies a number of industrial uses which will not be permitted in the zoning by-law applicable to the subject lands.

The Amendment also provides for:

- the continuance of existing Industrial Uses; and,
- future amendments to the zoning by-law permitting other industrial proposals, if certain criteria establishing compatibility with other neighbourhood uses are satisfied.

ACTUAL CHANGES

i) The following new policy be added to Subsection A.2.9.3, "OTHER POLICY AREAS", as Policy A.2.9.3.19:

"Notwithstanding the permitted uses set out in Subsection A.2.3 for those lands within the area shown on Schedule "B-1" as Special Policy Area 24, the following will apply:

i) The following Industrial Uses will not be permitted by the Zoning By-Law applicable to the subject lands: acid manufacture and storage; ammonia manufacture and storage; asbestos products manufacture; asphalt and asphalt products manufacture; carbon manufacture; cement manufacture; chemical and allied products manufacture; chlorine and chlorine bleaches manufacture; coke oven; non-ferrous metals manufacture and corrosion; distillation plant; fertilizer manufacture; firework manufacture; feed mill; fish packing plant; flour mill; fuel storage tank; garbage dump; gas plant; glue manufacture; incinerator; insecticide manufacture; lampblack manufacture; metal products manufacture where cutting, shearing, hammering, rolling, stamping, or grinding operations take place; nitrating plant; paints and varnish manufacture; paper mill; petroleum and petroleum products manufacture; potash manufacture; primary metals plant; propane gas manufacture or storage; pyroxylin manufacture or storage; rayon manufacture; rock crushing plant; sawmill; salvage yard where shredding and crushing operations take place; slaughter house and stock yard; soaps and detergents manufacture; tallow rendering plant; tannery; and, tar and tar products manufacture; and,

ii) Existing Industrial Uses and their on-site expansion will be permitted in the implementing Zoning By-Law. Council will adopt Amendments to the Zoning By-Law permitting other Industrial proposals, earlier excluded, if it is determined that significant environmental impacts, principally from noise/vibration, air pollution, fire and explosion, but also including visual and traffic considerations, are not created on neighbouring uses. Techniques to mitigate such environmental impacts may include, but not be limited to:

a) site layout;
b) physical design of the building;
c) limiting uses to sub-classes of the zoning classification; and,
d) utilizing an industrial process which does not create environmental impacts which are detrimental to neighbourhood uses;

ii) Schedule "B" of the Official Plan (Special Policy Areas), as amended, will be further amended by deleting the subject lands from Special Policy Area 11, as shown on the attached map, being Schedule "B" to this Amendment; and,

iii) The following be added to Schedule "B-1" (Other Special Policy Areas):

- "Special Policy Area 24"; and,
- "Area 24 refer to Policy A.2.9.3.19", to the legend,

as shown on the attached Schedule "B" to this Amendment.

IMPLEMENTATION

A restricted area by-law will give effect to the intended use of the subject lands.

Bill No.

This is Schedule 1 to By-law No. 84- , passed on the day of January, 1984.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

schedule B
amendment no. 11

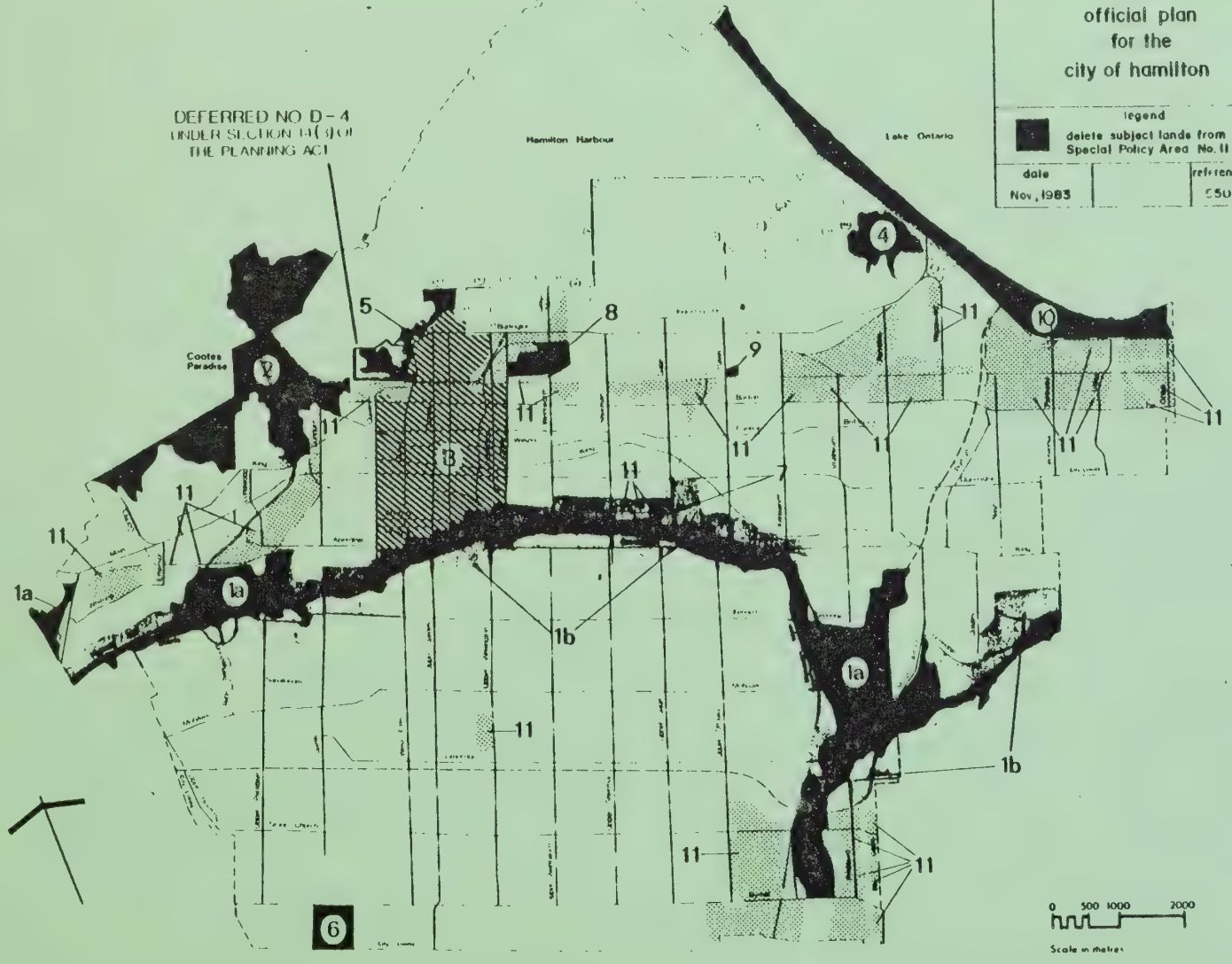
to the
official plan
for the
city of hamilton

legend

delete subject lands from Special Policy Area No. 11

date		reference file no
Nov., 1983		85010206

DEFERRED NO. D-4
UNDER SECTION 24(3) OF
THE PLANNING ACT



0 500 1000 2000
Scale in metres

J-25

special policy areas

legend

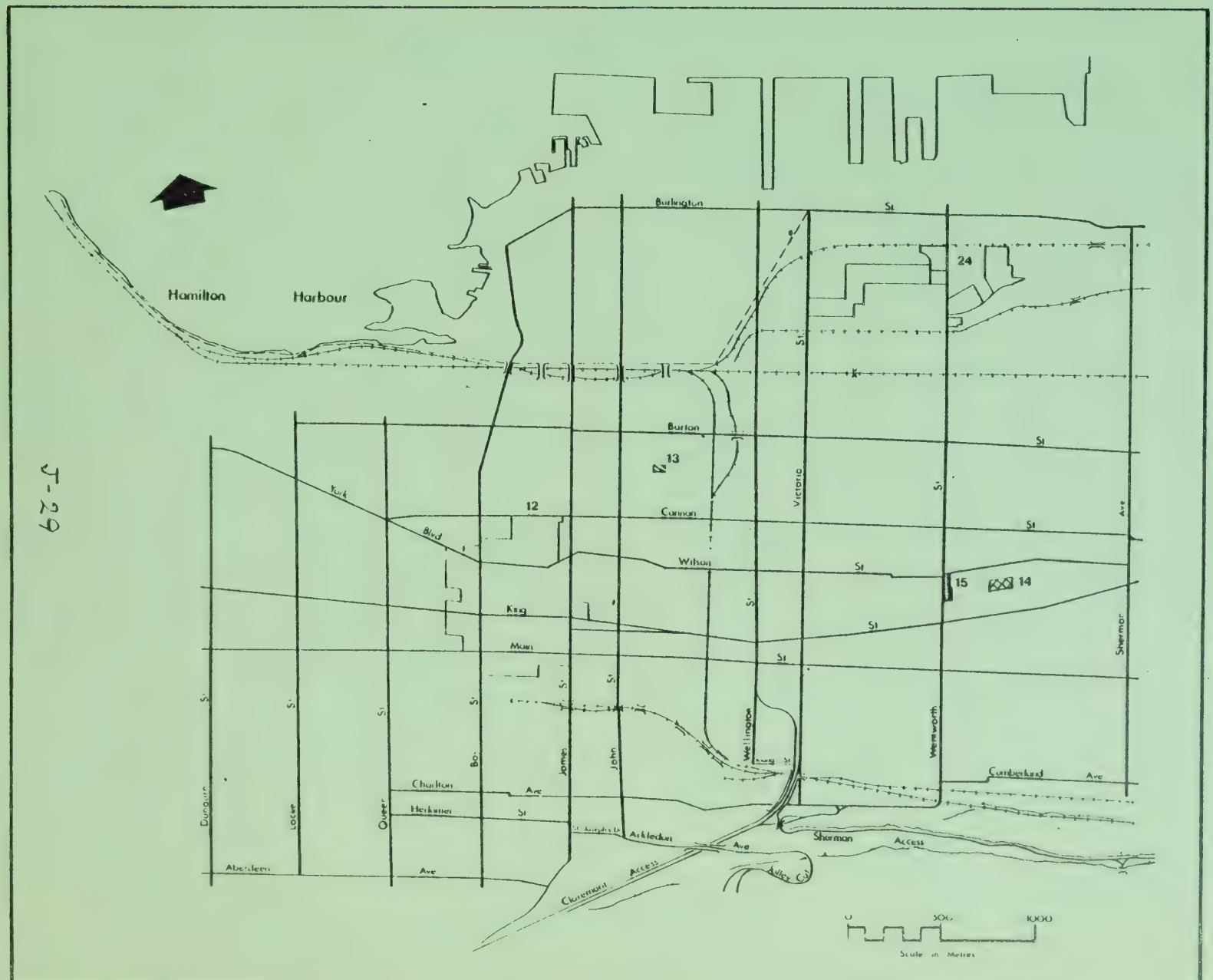
special policy areas

Area 1 (a) refer to Subsection A.2.9.1.
Area 1 (b) " " " A.2.9.1.
Area 2 " " " A.2.9.2.
Area 3 " " " A.2.9.3, policy 2.9.3.1
Area 4 " " Policy 2.9.3.2.
Area 5 " " " 2.9.3.3.
Area 6 " " " 2.9.3.4.
Area 7 " " " 2.9.3.5.
Area 8 " " " 2.9.3.6.
Area 9 " " " 2.9.3.7.
Area 10 " " " 2.9.3.8.
Area 11 " " " 2.9.3.9.

Refer to Schedule B-1 for Special Policy Areas in the Downtown

schedule B

to the official plan
for
the city of hamilton
82 09 01



J-29

other special policy areas

legend

- 12 — refer to policy 2.9.3.10
- 13 — refer to policy 2.9.3.11
- 14 — refer to policy 2.9.3.12
- 15 — refer to policy 2.9.3.13
- 24 — refer to policy 2.9.3.19

schedule B-1
amendment no. 11

to the
official plan
for the
city of hamilton

legend
add the subject lands as Special Policy Area No. 24

date		reference file no
Dec., 1983		55010206

schedule B-1

to the official plan
for
the city of hamilton

may 1982

Bill No. D-10

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 83-224

Respecting:

LAND BOUNDED BY QUEEN STREET SOUTH, ROBINSON STREET, HESS STREET SOUTH AND DUKE STREET

WHEREAS By-law No. 83-224, passed on the 27th day of July, 1983, modified the "DE-3" (Multiple Dwellings) district provisions applicable to the lands the extent and boundaries of which are shown on schedule "A" annexed to the said by-law by reducing the side yard requirements of the "DE-3" district provisions, and by providing that no building shall exceed six storeys in height;

AND WHEREAS the Decision of the Ontario Municipal Board (File No. R 831346) delivered on November 30, 1983, stated that:

> "The Board will, therefore, withhold its approval of the by-law to give the City the opportunity to pass an amending by-law restricting the six storey height provision to the location set out on Exhibit 5. When the Board has received a copy of such an amending by-law, By-law 83-224 as so amended will be approved without further notice or hearing."

AND WHEREAS Exhibit 5 filed at the Ontario Municipal Board hearing is a site plan approved by the Planning and Development Committee of the City of Hamilton on March 30, 1983, pursuant to section 40 of The Planning Act;

AND WHEREAS the said site plan for the development contemplates the location of "only one six storey building occupying a small portion of the site fronting on Duke Street";

AND WHEREAS it is intended herein to restrict the location of the said six storey building to the location set out on Exhibit 5.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause 1(a) of By-law No. 83-224 is repealed and the following clauses substituted therefor:

> (a) notwithstanding subsection 10C(2) of By-law No. 6593, a multiple dwelling not exceeding six storeys in height is restricted to occupying a small portion of the site fronting on Duke Street, the location of which is set out on Exhibit 5 filed with the Ontario Municipal Board, and shown on schedule "B" hereto annexed and forming part of this by-law;

(aa) in accordance with subsection 10C(2) of By-law No. 6593, multiple dwellings not exceeding three storeys in height are restricted to occupying the land comprised in Block 2 shown on schedule "B";

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-828a".

3. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 83-224, "S-828a".

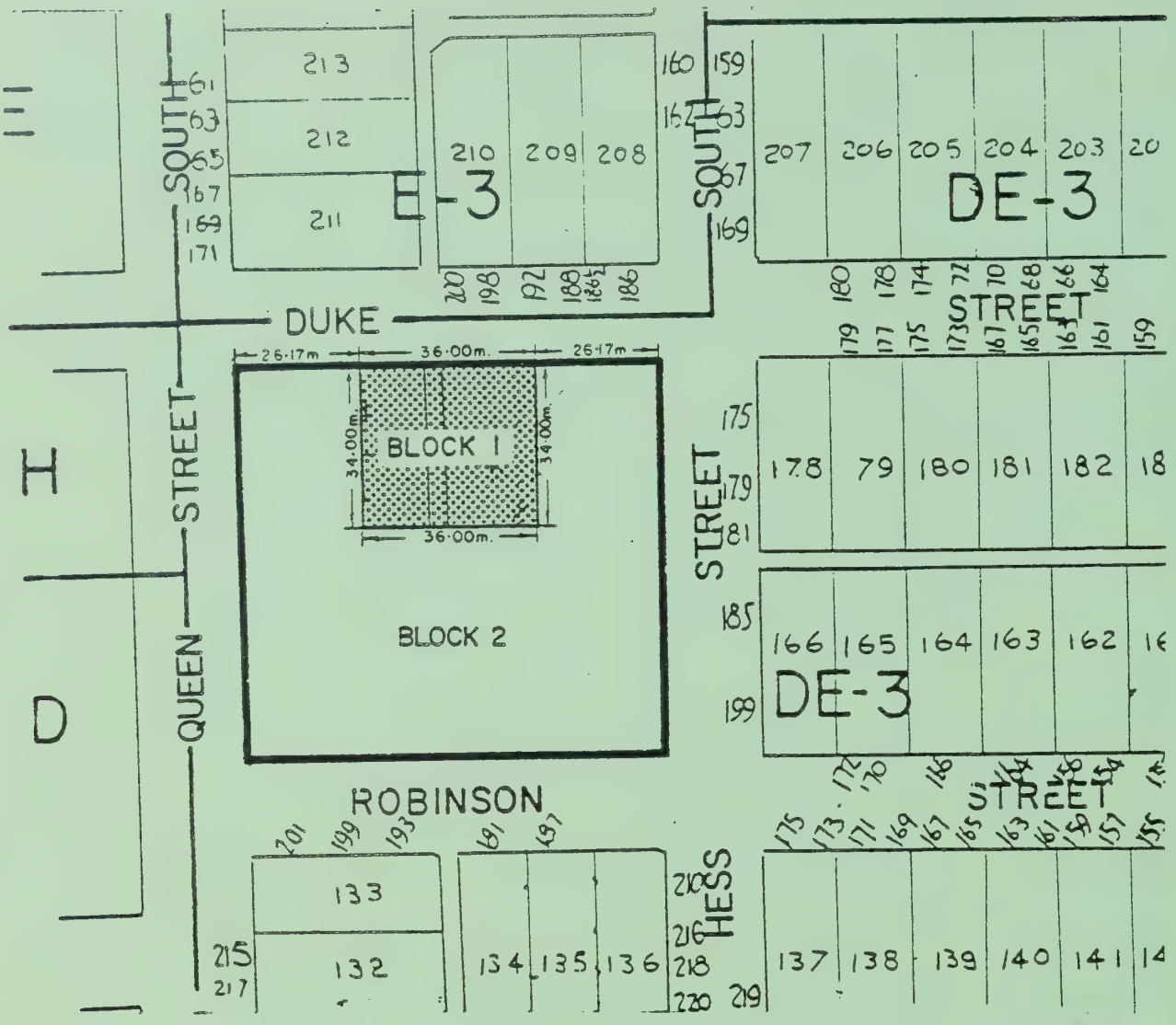
4. Schedule "B" to By-law No. 83-224 is annexed hereto as schedule "A" and forms part of this by-law.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 9 R.P.D.C. 5, April 26
The Board of Education, Owner
ZA-83-33

SCHEDULE "B" TO BY-LAW NO. 83-224



LEGEND

ZA 83-33

BLOCK 1 — Lands on which a Multiple Dwelling may be erected not exceeding 6 stories in height.

BLOCK 2 — Lands on which Multiple Dwellings may be erected not exceeding 3 stories in height in accordance with the "DE-3" District provisions of By-law No. 6593.

Bill No.

This is Schedule "A" to By-law No. ___ passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Adopt:

Official Plan Amendment No. 12

Respecting:

LAND LOCATED IN THE NORMANHURST NEIGHBOURHOOD, BOUNDED BY STRATHEARNE AVENUE, THE C.N.R. LINE, PARKDALE AVENUE SOUTH AND QUEENSTON ROAD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 12 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1984.

City Clerk

Mayor

(1983) 24 R.P.D.C. 4, December 13

AMENDMENT NO. 12 TO THE CITY OF HAMILTON OFFICIAL PLAN

PURPOSE

The purpose of the Amendment is to incorporate policy and schedule changes to the Official Plan, with the recently approved Normanhurst Neighbourhood Plan.

LOCATION

The lands affected by the Amendment are located in the Normanhurst Neighbourhood, which is bounded by Strathearn Ave., the CNR line, Parkdale Avenue South and Queenston Road.

BASIS

The Amendment reflects the Normanhurst Neighbourhood Plan, and provides a basis for the rezoning of certain lands within the Neighbourhood. The policy and schedule changes are based on reports and other documentation contained in the Appendices of this Amendment.

ACTUAL CHANGES

i) Policy A.2.7.5 in Subsection A.2.7- Utility Uses will be amended to read as follows:

> "Notwithstanding the permitted uses in Policy 2.7.1 above, additional uses may be permitted on Ontario Hydro lands and all other lands designated "UTILITIES" where deemed by Council to be compatible with adjacent land uses, by agreement of the land owner and subject to the preparation of a Neighbourhood Plan for the affected lands."

ii) Schedule "A" of the Official Plan (Land Use Concept), as amended, will be further amended, as shown on the attached map being Schedule "A" of the Amendment.

IMPLEMENTATION

A restricted area by-law will give effect to the intended use of the subject lands.

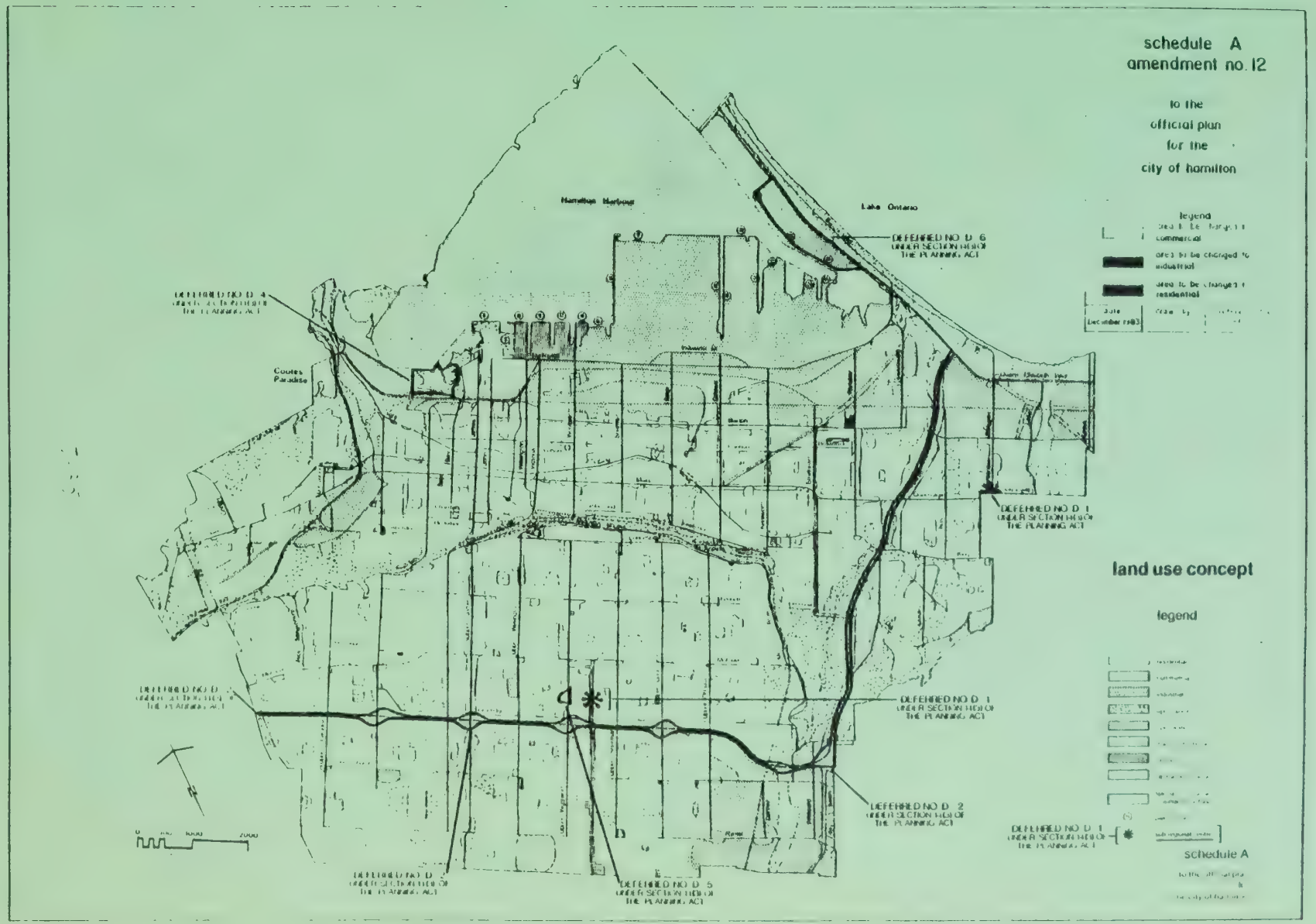
Bill No. D-11

This is Schedule 1 to By-law No. 84- , passed on the

day of , A.D. 1984.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk Mayor


schedule A
amendment no. 12
to the
official plan
for the
city of hamilton
legend
Hamilton Harbour
Lake Ontario
Cootes Paradise
DEFERRED NO D 6
UNDER SECTION 19(3) OF
THE PLANNING ACT
DEFERRED NO D 4
DEFERRED NO D 1
UNDER SECTION 19(3) OF
THE PLANNING ACT
DEFERRED NO D 3
DEFERRED NO D 2
UNDER SECTION 19(3) OF
THE PLANNING ACT
DEFERRED NO D 5
UNDER SECTION 19(3) OF
THE PLANNING ACT
land use concept
legend
schedule A

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Site Specific Zoning By-law No. 67-218

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF LIMERIDGE ROAD EAST AND UPPER WELLINGTON STREET

WHEREAS By-law No. 67-218, passed on the 29th day of August, 1967, and approved by the Ontario Municipal Board by Order dated the 26th day of October, 1967, rezoned the land more particularly described in section 1 of the said by-law from "AA" (Agricultural) district to "H" (Community Shopping and Commercial, etc.) district;

AND WHEREAS the said by-law established special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS it is intended to delete two special requirements in By-law No. 67-218 and to establish in lieu thereof special requirements hereinafter set out;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 67-218 is repealed and the following substituted in lieu thereof:

2. The "H" District provisions applicable to the lands more particularly described in section 1, are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 14(1) of By-law No. 6593, only the following

(i) **COMMERCIAL USE** shall be permitted:

1. An automobile service station.

(b) notwithstanding any other provision of By-law No. 6593,

(i) no gasoline pump island or canopy shall be located nearer than 10.0 metres to a street line;

(ii) no pylon sign and no ground sign shall be located nearer than 3.0 metres to a street line;

(iii) no accessory storage kiosk shall be located,

A. nearer than 1.5 metres to the northerly lot line, and

B. nearer than 3.0 metres to the westerly lot line;

(iv) no ingress and egress ramp to and from Limeridge Road East shall be located nearer than 1.5 metres from the westerly lot line;

(v) no floodlight poles and flag poles shall be located,

A. nearer than 1.0 metre to the westerly lot line, and

B. nearer than 1.0 metre to the northerly lot line;

(vi) a landscaped area shall be provided and maintained of at least 1.5 metres wide along the westerly lot line;

(vii) a landscaped area shall be provided and maintained adjacent to the accessory storage kiosk of at least 1.5 metres wide along the northerly lot line.

2a. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirements referred to in section 2.

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-49a".

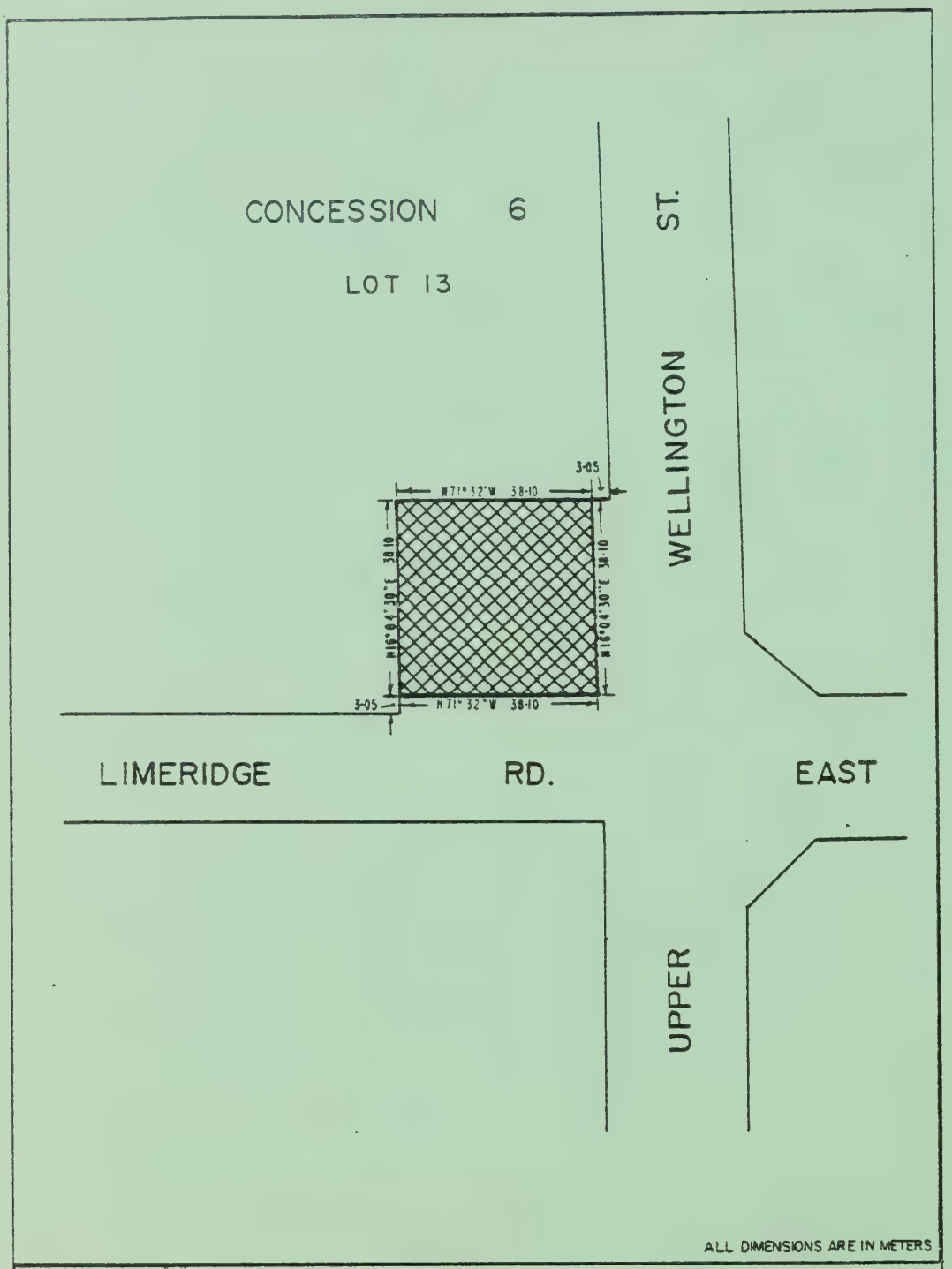
3. Sheet No. E-9A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-49a".

4. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 22 R.P.D.C. 6(1), November 8
Sunoco Inc., Owner
ZA-83-46



THIS IS SCHEDULE "A" TO BY-LAW NO. 83-
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO. 83-

TO AMEND BY- LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 83-

North	Scale	Reference File No.
	N. T. S.	ZA 83-46
	Date	Drawing No.
	83-11-15	

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Establish:

A TARIFF OF FEES

WHEREAS The Planning Act, Statutes of Ontario 1983, Chapter 1, subsection 68(1) provides as follows:

> 68. (1) The Council of a municipality may by by-law prescribe a tariff of fees for the processing of applications made in respect of planning matters, which tariff shall be designed to meet only the anticipated cost to the municipality or to a committee of adjustment or land division committee constituted by the council of the municipality in respect of the processing of each type of application provided for in the tariff;

AND WHEREAS the tariff of fees herein set out is designed to meet only anticipated cost to the City of Hamilton in respect of processing applications under the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The amount of the fees for each application under The Planning Act, 1983, referred to below shall be as follows:

1. Application by any person to Council to initiate an amendment to the Official Plan.....$105.00

2. Application by any person to initiate a by-law under subsection 34(1).....$111.00

3. Application by any person to initiate an application for the purpose of,

   (a) site plan control under section 40.....$ 53.00

   (b) revision to site plan control under section 40.....$ 25.00

4. Application by any person to initiate removal of part lot control under section 49(1).....$125.00

2. By-law No. 83-208 is repealed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 6 R.P.D.C. 11, March 8
(1983) 23 R.P.D.C. 7, November 27
City Initiative

The Corporation of the City of Hamilton

BY-LAW NO. 84-

Respecting:

WARD BOUNDARY REVISIONS

WHEREAS the Ontario Municipal Board pursuant to section 13 of The Municipal Act R.S.O. 1960, Chapter 249 (now section 13 of The Municipal Act R.S.O. 1980, Chapter 302) by Order dated the 12th day of June, 1970 (File No. R2071-70) redivided the wards as therein set out effective the 1st day of January, 1971 in accordance with By-law No. 70-175 passed on the 23rd day of June, 1983;

AND WHEREAS subsection 3(2) of The Regional Municipality of Hamilton-Wentworth Act R.S.O. 1980, Chapter 437 provides as follows:

> (2) Upon the application of an area municipality authorized by by-law of the Council thereof ..... the Municipal Board may, by order
>
> (a) divide or redivide the area municipality into wards, and shall designate the name or number of each ward shall bear and shall declare the date when the division or redivision shall take effect;
>
> (b) alter or dissolve any or all of the wards in the area municipality and shall declare the date when such alterations or dissolutions shall take effect .....;

AND WHEREAS in accordance with section 147 of the Regional Municipality of Hamilton-Wentworth Act subsection 3(2) of the said Act applies notwithstanding section 13 of The Municipal Act R.S.O. 1980, Chapter 302;

AND WHEREAS in accordance with subsection 10(1) of The Municipal Elections Act, 1980, as re-enacted by S.O. 1982, Chapter 2, section 1, for the purpose of electing persons to offices, the term of office commences on December 1, 1985;

AND WHEREAS it is proposed that the date when the redivision shall take place shall be December 1, 1985.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) The area municipality of the City of Hamilton is hereby redivided into eight wards, the extent and boundaries of each of which are described in Schedule "A" and shown on Schedule "B", both hereto annexed and forming part of this by-law.

(b) The number of each ward shall be the number as set out in schedule "A" for the corresponding description, and shown on Schedule "B".

2. By-law No. 70-175 is repealed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 19 R.L.C. 2, October 11

SCHEDULE "A" TO BY-LAW NO.

To Establish a New Division of the City of Hamilton into Wards

WARD 1

Bounded on the west by the westerly city limits, on the north by the bay front, on the east by the centre line of Queen Street and on the south by the mountain brow.

WARD 2

Bounded on the west by the centre line of Queen Street, on the north by the bay front, on the east by the centre line of Wellington Street, thence south on Wellington Street to the centre line of Main Street, thence east on Main Street to the centre line of Wentworth Street, thence south on Wentworth Street to the mountain brow and on the south by the mountain brow.

WARD 3

Bounded on the west by the centre line of Wellington Street, thence south on Wellington Street to the centre line of Main Street, thence east on Main Street to the centre line of Wentworth Street, thence south on Wentworth Street to the mountain brow, on the north by the bay front, on the east by the centre line of Ottawa Street and on the south by the mountain brow.

WARD 4

Bounded on the west by the centre line of Ottawa Street, on the north by the bay front, on the east by Red Hill Creek, thence south on the Red Hill Creek to the centre line of Lawrence Road, thence west on Lawrence Road to the centre line of Kenilworth Avenue, thence south on Kenilworth Avenue and its southerly production to the mountain brow, and on the south by the mountain brow.

WARD 5

Bounded on the west by the Red Hill Creek, thence south on the Red Hill Creek to the centre line of Lawrence Road, thence west on Lawrence Road to the centre line of Kenilworth Avenue, thence south on Kenilworth Avenue and its southerly production to the mountain brow, on the north by the bay front, on the east by the easterly city limits, and on the south by the mountain brow.

WARD 6

Bounded on the west by the centre line of Upper Sherman Avenue, thence south on Upper Sherman Avenue to the centre line of Mohawk Road, thence east on Mohawk Road to the centre line of Upper Gage Avenue, thence south on Upper Gage Avenue to the southerly city limits, on the north by the mountain brow, on the east by the easterly city limits and on the south by the southerly city limits.

WARD 7

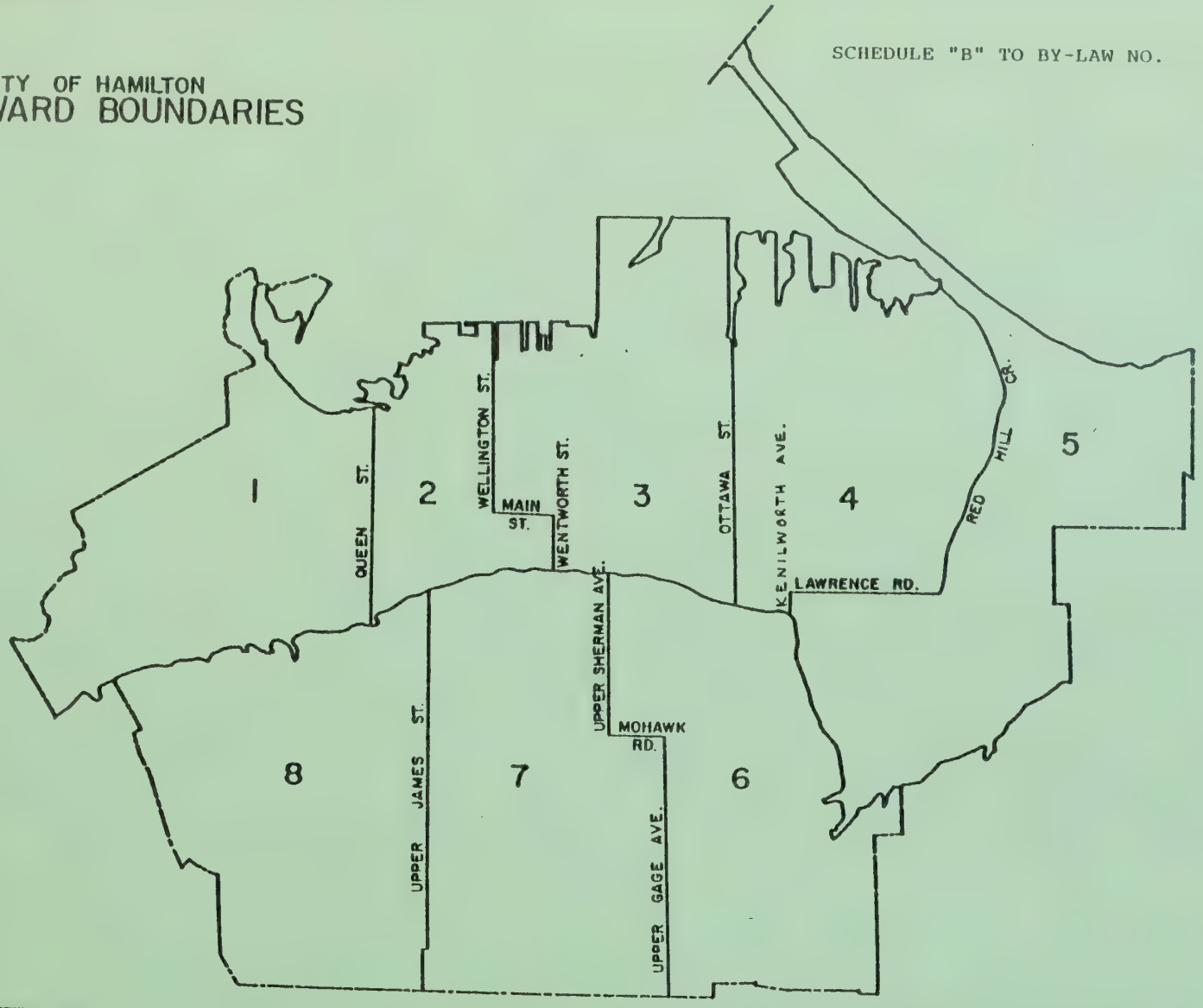
Bounded on the west by Upper James Street, on the north by the mountain brow, on the east by the centre line of Upper Sherman Avenue, thence south on Upper Sherman Avenue to the centre line of Mohawk Road, thence east on Mohawk Road to the centre line of Upper Gage Avenue, thence south on Upper Gage Avenue to the southerly city limits, and on the south by the southerly city limits.

WARD 8

Bounded on the west by the westerly city limits, on the north by the mountain brow, on the east by the centre line of Upper James Street and on the south by the southerly city limits.

SCHEDULE "B" TO BY-LAW NO.

CITY OF HAMILTON
WARD BOUNDARIES



Bill No. E-2

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Licensing By-law No. 79-323

Respecting:

RECIPROCAL AGREEMENTS

WHEREAS Schedule 38 of By-law No. 79-323, passed on the 27th day of November, 1979, provides for the licensing of plumbers;

AND WHEREAS it is intended herein to provide for reciprocal agreements with other Ontario Municipalities for the acceptance of Master Plumbers' Licences.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule 38 of By-law No. 79-323 is amended by adding thereto the following:

> 5a. Where a master plumber licensed by a municipality other than the City files with the examining board a certificate issued by the municipality that he has passed an examination, or other evidence satisfactory to the Licence Committee that a licence has been issued by the municipality and is in force, the examining board shall not be required to examine the applicant and the Licence Committee may issue a licence where the City and the municipality have entered into a reciprocal agreement respecting the licensing of master plumbers.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 23 R.L.C. 2, December 13

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF A.D., 1984.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1984

City Clerk Mayor

Wrb/Mun Agenda Bulletin Board
CA4 ON HBL A05-
A-31

JAN 28 1984

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, January 31, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer
2. Minutes of Previous Meeting held January 10, 1984
3. Reports of Standing Committees - attached

   A Transport and Environment Committee
   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee
   F Personnel Committee

4. Notices of Motion from previous meeting - attached

   (a) Mayor R. M. Morrow
   (b) Alderman B. Hinkley

5. Notices of Motion for next meeting
6. First reading of Bills
7. Second reading of Bills - Committee of the Whole
8. Third reading of Bills
9. Question period
10. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. That:

   i. The **Option to Purchase the lands of Hess Court Limited, bounded by Queen, Peter, Hess and Napier Streets,** for the sum of $1 033 894 be completed. The said lands comprise an area of approximately 86 157.84 square feet. The said completion of this Option to Purchase is subject to an approval by the Ontario Municipal Board of a re-zoning of the subject lands to CR3;

   ii. The Finance Committee be requested to recommend the method of financing.

   NOTE: This land acquisition is for arena parking pursuant to the Council resolution on November 8, 1983, Item 14 of the Twentieth Report of the Transport and Environment Committee and the property under Option is Parcel A referred to in the said Council resolution.

2. That:

   i. The **Option to Purchase the lands and buildings of Reid Dominion Packaging Limited at 106-114 Bay Street North and 93-103 Cannon Street West** required by the City for municipal parking, for the sum of $310 000 be completed. The property is comprised of 3 067m^2 (33 000 square feet) more or less;

   ii. The Finance Committee be requested to recommend the method of financing.

   NOTE: This land acquisition is for arena parking pursuant to the Council resolution on November 8, 1983, Item 14 of the Twentieth Report of the Transport and Environment Committee and the property under Option is Parcel C referred to in the said Council resolution.

3. That approval be given for the **sale of the vacant lot at 96 Salem Avenue** with a frontage of 30 feet by 81 feet, more or less, to Kenneth A. Whitwell in the total amount of $11 000. A certified deposit cheque in the amount of $1 000 is being held by the City Treasurer pending approval by City Council.

   The sale of the lot is conditional upon:

   i. The Purchaser obtaining at his own expense a permit to move a residential dwelling from 531 Upper Wellington Street onto this property on or before May 15th, 1984, otherwise, this Offer shall be null and void and the Purchaser's deposit shall be returned to him in full without interest or penalty.

ii. The Purchaser is hereby authorized by the City, the present owner, to apply to the Building Department, for the said Building Permit to move a residential dwelling from 531 Upper Wellington Street to 96 Salem Avenue.

iii. This Agreement may be terminated by the Purchaser if on or before May 15th, 1984, he notifies the Vendor in writing by regular mail or delivery to the Vendor's address that he has been unable to obtain at his own expense a Building Permit to move said residential dwelling onto this property. Upon receipt of this notice the Agreement shall become null and void and the Purchaser's deposit shall be returned to him in full without interest or penalty. If no such notice is received, this term of contract shall be valid and binding whether or not such permit has been obtained.

4. i. That approval be granted for a **Landscaping Agreement for the southerly half of the unopened road allowance of Leslie Avenue** to Tom and Zdenka McKittrick for an annual rental of $10 plus taxes; and

ii. That the City Solicitor be directed to prepare the necessary agreement.

NOTE: This portion of the unopened road allowance was leased to the former owners of 128 West 36th Street, Mr. & Mrs. M. Gapic. The new owners, Mr. & Mrs. T. McKittrick have requested approval to lease the subject parcel for landscaping purposes.

5. That Council approve **Glanford Helicopter Services Limited mortgaging their leasehold interest in favour of the Royal Bank of Canada** as security for the purchase of Hangar T36, and further to consent to the Royal Bank being given thirty (30) days notice of any default by the Tenant under the lease, to allow the Bank sufficient time to remedy the default. The Tenant to provide all necessary documents for the approval of the City Solicitor.

NOTE: Building T36 at Hamilton Civic Airport was previously owned by Interflite Aviation Services Inc. who went into receivership. Glanford Helicopter Services Limited, who have operated from the Airport for the past nine years, are purchasing this building.

On October 25th, 1983, City Council approved the recommendation of the Transport and Environment Committee to assign the existing land lease with Interflite Aviation Services Inc. for Building T36 to Glanford Helicopter Services Limited for the balance of the lease term November 29th, 1984. Council further approved the renewal of this land lease for a further ten (10) years, subject to renegotiation of the lease term.

6. That Council take prompt steps to approach the Provincial Minister of Transport, The Honourable James Snow, with a view to obtaining a commencement upon the **implementation of a full interchange on Highway 403 and the Nanticoke Highway Corridor** as far as the Airport Road extension, at as early a date as possible.

NOTE: The expansion of the airport is within two years of completion. Statements by the Minister of Transport in the context of liberalization of air transport suggest that a significant increase in air traffic could result from such a policy.

The presently planned and soon to be implemented partial interchange at Highway 403 and Fiddler's Green Road plus the extension of Airport Road to join Butter Road (and thence to Fiddler's Green) will provide an interim solution, quite inadequate for any projected increase in the use of the airport, certainly by the large jet transports that it is hoped to attract.

Provision of the four lane arterial link between a full interchange on 403 and the extended Airport Road would make the airport attractive to a vastly enlarged geographical area to the north and west and confirm to airlines contemplating serving Hamilton that here in fact is a facility and area ripe for significant growth.

7. That **Hamilton Mountain Airshows Inc. be permitted to stage the 1984 Air Show** on June 16th and 17th on the understanding that they recognize and accept:

   i. That Runway 06/24 is planned to be closed at that time; and

   ii. That Transport Canada has dictated that aircraft parking fees where applicable be collected from all participants and visitors and that airport construction may limit the amount of land available for vehicle parking.

   NOTE: Airport construction must take precedence over the Air Show although every effort will be made to delay closure of 06/24 (presently planned from June 1st) if it can be done without seriously interfering with the runway construction schedule.

   A visit to the airport by Transport Canada auditors elicited the information that visiting and performing aircraft at air shows must pay landing and parking fees if applicable. In other words, if any aircraft parks over six hours then a parking fee should be charged and if any landing aircraft is turbo-prop or pure jet then the applicable landing fee must be charged.

   Restriction of vehicle parking may result simply from construction being under way in the area normally used for that purpose.

8. That the Mayor and City Clerk be authorized to **execute a garbage collection agreement** between The Corporation of the City of Hamilton and Stonechurch Co-operative Homes Incorporated, for the collection of garbage at 620 Stonechurch Road West, Hamilton.

   NOTE: This Agreement will require the Applicants to indemnify and save the City harmless against any loss, and to purchase and file with the City Clerk an insurance policy to this effect, such policy to be in an amount satisfactory to the City Solicitor. The City's Garbage By-law No. 66-182 provides for such collection.

9. **RANTEX BRUSHES INC., Barrie, Ontario**

Supply and delivery of Broom Stock, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

36 Pick-up Brooms at $ .80 Each	$10 432.80
200 Gutter Brooms at $79.89 Each	15 978.00
Total Price	$26 410.80
Ontario Retail Sales Tax Extra @ 7%	1 848.75
TOTAL	$28 259.55

NOTE: Lowest of 3 tenders received.
Funds have been provided for in the approved estimates for this purpose.

10. That an order be placed with AAF-Canada, Hamilton, Ontario, for the **Supply and delivery of Air Filters** for 1984 and 1985 at the unit prices tendered and in accordance with specifications issued by the Director of Purchasing.

Total Estimated Cost for two year period $21 189 plus $7% Ontario Sales Tax.

NOTE: Lowest of 5 tenders received.
This was a co-operative tender that included the requirements for the Regional Municipality.
Funding has been provided for in the budget estimates for this purpose.

11. For the **provision of labour and equipment for snow removal** in accordance with the Terms and Conditions set forth by the Director of Purchasing and quotations received as follows:

Jack Belanger carrying on business as J. Bomb Snow Removal
4 Bombadiers ..... $35 each per hour
Mike Veltre carrying on business as Mike's Haulage
1 Ford Pick-up 4x4 ..... $27 per hour
Hamilton Sod Company Limited
1 Chev 4x4 ..... $39 per hour

NOTE: Because there was not enough equipment provided through the public tendering procedure, the companies being recommended are required to provide the equipment stated.

The above has been processed through the emergency procedures of the City of Hamilton Purchasing policy, that states "An order can be placed upon the approval of two of the following: the Mayor, the appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

The vehicles will be required before the next regular meeting of the Transport and Environment Committee meeting.

12. i. **PHILIP ENTERPRISES INCORP., Hamilton, Ontario**

Cost for a disposal area for dumping road sweepings and catch basin sludges at property located at 237 Brant street during 1984 as follows:

Full single axle - $34.65
4 Cu. Yd. Street Sweeper - $25.20

Estimated Total $12 000

ii. **TARO AGGREGATES, Hamilton, Ontario**

To provide a disposal site for dumping inert materials during 1984 at $4.50/Ton.

Estimated Total $19 000

NOTE: Funds have been provided for in the estimates for this purpose.

13. WHEREAS **action was commenced in the Provincial Offences Court** by the Ontario Ministry of Labour, Plaintiff, against Mr. B. A. Court and the Corporation of the City of Hamilton, Defendants;

IT IS HEREBY RECOMMENDED THAT:

Pursuant to a Council Resolution dated July 29, 1980, which in paraphrase provides that the City shall assume all costs or damages awarded against municipal employees in respect of their performance as employees, it is respectfully recommended that Mr. B. A. Court be authorized to retain his personal solicitor in defence against said action, and that all costs for same, subject to taxation if required, and any judicial award that might be imposed against the said defendant, be fully assumed by the Corporation of the City of Hamilton.

NOTE: On the 22nd day of August 1983, a City worker brought the chisel of a pneumatic hammer closer that 3 metres to a power line for electricity rated at more that 750 volts.

For the Council's information, Mr. B. A. Court will be privately represented at law. The Corporation will of course be represented by the City Solicitor and staff.

14. That the Real Estate Department, in conjunction with the Hamilton Parking Authority, be directed to actively search for a parcel of land which can be appropriately used for six to ten **parking spaces in the James and Barton Street Area.**

15. That Council request the Boards of Education in the City of Hamilton to reconsider their position with respect to the **implementation of a School Patrol Program,** and that they enter into discussions with the City and representatives from the Hamilton-Wentworth Regional Police Department with a view to developing a mutually acceptable School Patrol Program in the City of Hamilton.

16. That the Committee **confirm the by-law and the policy repecting the leasing of the boulevards** of public highways for parking or loading purposes.

17. That **parking be prohibited on both sides of Strathearne Avenue** between Burlington Street and the T.H.& B./C.N.R. rail line.

18. That a **"No Parking, 8:30 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the west side of Grosvenor Avenue North,** commencing at a point 51 feet north of Cannon Street East and extending to a point 58 feet northerly therefrom.

19. That a **parking prohibition be implemented on the east side of Lisgar Court,** commencing at a point 172 feet south of Summerlea Drive and extending to a point 149 feet southerly therefrom.

20. That the **existing parking prohibition on the west side of James Street South,** commencing at Freeman Place and extending to a point 100 feet northerly therefrom be lengthened, such that the regulation extends to James Mountain Road.

21. That the **existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the south side of Napier Street,** commencing at Caroline and extending to a point 101 feet westerly therefrom be revised, such that the regulation is in effect 24 hours a day, seven days a week.

22. That in accordance with the recommendations of the Hamilton Fire Department:

    i. a **parking prohibition be implemented on the north side of Dunravan Avenue** between Beach Boulevard and the westerly end, and;

    ii. a **parking prohibition be implemented on the south side of Comet Avenue** between Beach Boulevard and the westerly end, and;

    iii. a **parking prohibition be implemented on the north side of Granville Avenue** between Beach Boulevard and the westerly end.

23. That, in accordance with the petition from the abutting residents:

    i. a **parking prohibition be implemented on the north side of Hixon Road** between Parkdale Avenue and the easterly end of the street, and;

    ii. a **"Three Hour Parking Time Limit" regulation be implemented on the south side of Hixon Road** between Parkdale Avenue and the easterly end of the street.

24. That:

    i. a **parking prohibition be implemented on the south side of Wark Avenue** between Beach Boulevard and the westerly end, and;

    ii. the entry in the Traffic By-law prohibiting parking on the north side of Wark Avenue between Beach Boulevard and the westerly end be rescinded.

25. That an **"Alternate Side Parking" regulation be implemented on Gainsborough Road,** such that parking is prohibited;

    i. on the north, east and south sides of the street during the months of December, January, February and March, and from the 1st to 15th day of each month during the months of April, May, June, July, August, September, October and November, and;

    ii. On the south, west and north sides of the street from the 16th to end of each month during the months of April, May, June, July, August, September, October and November.

26. That a **parking prohibition be implemented on the south side of Mountain Park Avenue** between Summit Avenue and Poplar Avenue.

27. That a **stopping prohibition be implemented on the west side of East 16th Street,** commencing at Mohawk Road East and extending to a point 45 feet northerly therefrom.

28. That a **stopping prohibition be implemented on the north side of Jackson Street West,** commencing at a point 139 feet west of Hess Street South and extending to a point 41 feet westerly therefrom.

29. That a **stop sign** be erected to control westbound traffic at the intersection of **Gainsborough Road and Old Orchard Drive.**

30. That a **stop sign** be erected to control southbound traffic at the intersection of **East 16th Street and Howe Avenue.**

31. That:

    i. a **stop sign** be erected to control westbound traffic at the northerly intersection of **Quaker Crescent and Queen Victoria Drive,** and;

    ii. a stop sign be erected to control westbound traffic at the southerly intersection of Quaker Crescent and Queen Victoria Drive, and;

    iii. a stop sign be erected to control eastbound traffic at the intersection of Loconder Drive and Queen Victoria Drive.

32. That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police Department, a **school traffic officer be assigned to Lawrence Road** at a point 100 feet east of Bettina Avenue.

33. That:

    i. a **school traffic officer** be assigned to the intersection of **Upper Paradise Road and Hadeland Avenue,** during the morning and evening hours only, and;

    ii. crosswalks be painted across Hadeland Avenue on the east and west legs of the intersection, and across Upper Paradise Road on the north leg of the intersection.

34. That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police Department:

    i. a **school traffic officer not be assigned** to the intersection of **Reid Avenue and Dunsmure Road** at the present time, and;

    ii. should the traffic increase on Reid Avenue, a second survey be conducted.

35. That the application by **Abbotsford Homes Limited to lease a portion of the boulevard of Hester Street, adjacent to 152 Hester Street,** be approved provided that:

i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on November 30, 1976 (current rate is $48), plus taxes, if any, in addition to any annual fee for encroachment insurance. (* See note below.)

ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

*NOTE: The annual $25 encroachment insurance charge is currently under review.

36. That the application by **Award Aluminum Associates Limited to lease a portion of the boulevard of Hunter Street West, adjacent to 136 Locke Street South,** be approved provided that:

i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on November 30, 1976 (current rate is $32.25), plus taxes, if any, in addition to any annual fee for encroachment insurance. (* See note below.)

ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

*NOTE: The annual $25 encroachment insurance charge is currently under review.

37. That the application by **Mr. and Mrs. A. Collalto to lease a portion of the boulevard of Bold Street, adjacent to 14 Bold Street,** be approved provided that:

i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on November 30, 1976 (current rate is $69.94), plus taxes, if any, in addition to any fee for encroachment insurance. (*See note below.)

ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

*NOTE: The annual $25 encroachment insurance charge is currently under review.

38. That:

i. the following persons be **appointed as By-law Enforcement Officers:**

Mr. E. Arsenault
Mr. G. Henderson
Mr. H. Murdoch

ii. the **appointments** of the following persons be **repealed:**

Mr. A. Babineau
Mr. L. Phillips

39. That the Committee consider whether it is appropriate to **raise the parking tag penalties for various parking violations**, sujbect to the Regional Council approving a similar increase for penalties on Regional roads, as follows:

- No Stopping	- from $	
- No Parking	- from $	$
- Overtime Parking (Signed Time Limits and Parking Meter)	- from $	6

40. That the **existing school crosswalk across Nash Road** and school traffic officer at Glen Echo Drive be **relocated** to Dover Drive.

41. WHEREAS **CHCH-TV applied for an encroachment agreement for a sign** on the road allowance of Hunter Street West; and

WHEREAS the architect undertaking the work on behalf of CHCH-TV was advised, prior to construction, that the sign as proposed on the road allowance was in contravention of Streets By-law No. 9329; and

WHEREAS the City Solicitor has advised that the City of Hamilton could be found liable in the event of a traffic accident associated with lack of visibility around such a sign on the road allowance, because staff has indicated that such a large sign could obstruct the visibility of a driver exiting from the driveway immediately adjacent to the sign;

IT IS THEREFORE RECOMMENDED:

That the proposed sign not be installed in the road allowance, and that the existing concrete base for the sign be shifted by approximately 3'6" to the north of its present location, so that the sign, its base and all electrical ducts to the sign are all located on private property.

42. WHEREAS Clause 4(c) of the Twenty-third Report of the Planning and Development Committee, as adopted by City Council on 83 11 29, recommended that a **Subdivision Agreement** be entered into between the City of Hamilton and the owners of **Battleridge Subdivision - Phase 2, Hamilton, Frank Husack Limited and DiCenzo Construction Company Limited,**

IT IS RECOMMENDED THAT:

i. The submitted schedules for the estimated cost of services in "Battleridge Subdivision - Phase 2", **appended hereto,** as approved by the Commissioner of Regional Engineering be adopted for inclusion in the proposed Subdivision Agreement;

ii. The City's share for the cost of services for this development ($54 923) be charged to the Reserve for Services through Unsubdivided Lands, Account No. 0280-12;

Type of Work	Amount To Be Financed
Curbs and Walks	$ 7 566
Final Road	44 799
Catch Basins and Connections	1 356
Street Barricade	452
Street Lighting	750
TOTAL	$54 923

iii. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iv. In the event that the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

43. WHEREAS Clause 20 of the Twenty-Seventh Report of the Planning and Development Committee, adopted by City Council at its meeting held on 75 07 29, recommended that a **Subdivision Agreement** be entered into between the City of Hamilton and the owners of **Almas Gardens - Phase 4, Hamilton, Frank Husack Limited and DiCenzo Construction Company Limited,**

IT IS RECOMMENDED THAT:

i. Item 17 of the Twenty-Second (22nd) Report of the Transport and Environment Committee as adopted by City Council, on 83 12 13 be rescinded;

ii. The revised schedules for the estimated cost of services, in "Almas Gardens - Phase 4", **appended hereto,** as approved by the Commissioner of Regional Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

iii. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iv. In the event the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

44. WHEREAS Clause 1(C) of the Eighteenth Report of the Planning and Development Committee, as adopted by City Council at its meeting held on 83 08 30 recommended that a **Subdivision Agreement** be entered into between the City of Hamilton and the owners of **Cardinal Heights Addition No. 6, Hamilton, Abbotsford Homes Limited;**

IT IS RECOMMENDED THAT:

i. The submitted schedules for the estimated cost of services in "Cardinal Heights Addition No. 6", **appended hereto,** as approved by the Commissioner of Regional Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

ii. The City's share of the cost of services for this development ($1 155) be charged to the Reserve for Services through Unsubdivided Lands, Account No. 0280-12;

Type of Work	Amount to be Financed
Fences	$1 155
TOTAL	$1 155

iii. The approval of the above clauses be subject to the conditions that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iv. In the event the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

45. WHEREAS Clause 11(b) of the Second Report of the Planning and Development Committee, as adopted by City Council at its meeting held on 78 01 31, recommended that a **Subdivision Agreement** be entered into between the City of Hamilton and the owners of **Rolga Heights, Hamilton, Rose Wenjina (in trust);**

IT IS RECOMMENDED THAT:

i. Section 3 of the Twelfth (12) Report of the Traffic and Engineering Committee, as adopted by City Council on 79 03 27, **be rescinded;**

ii. The revised engineering schedules for the estimated cost of services in "Rolga Heights", **appended hereto,** as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

iii. The City's share of the cost of services for this development ($48 338.69) be charged to the Reserve for Services through Unsubdivided Lands, Account No. 0280-12;

Type of Work	Amount to be Financed
Preliminary Roads	$ 4 180.76
Curbs and Sidewalks	4 644.73
Final Roads	16 729.91
Sewers	19 281.30
Watermains	3 501.99
TOTAL	$48 338.69

iv. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

v. In the event the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

46. WHEREAS Clause 7(a) of the Fifth Report of the Planning and Development Committee, adopted by City Council at its meeting held on 80 01 28, recommended that a **Subdivision Agreement** be entered into between the City of Hamilton and the owners of **Eleanor Gardens - Phase 5, Hamilton, Amerigo and Anna Cocco;**

IT IS RECOMMENDED THAT:

i. Section 5 of the Eleventh (11th) Report of the Traffic and Engineering Committee, as adopted by City Council on 80 06 24 **be rescinded;**

ii. The revised schedules for the estimated cost of services, in "Eleanor Gardens - Phase 5", **appended hereto,** as approved by the Commissioner of Regional Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

iii. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iv. In the event the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

47. That the City Solicitor be directed to proceed with the preparation of a **by-law to extend Pinewarbler Drive** by incorporating therein, Block 40, Plan 62M-341 being a strip of land .5m wide by approximately 21m long.

NOTE: Pursuant to the conditions of approval, in order to provide access to the above noted subdivision, it is necessary to establish the above mentioned Block 40 as part of a public highway (Pinewarbler Drive).

The subdivider has satisfied all the requirements associated with costs of Regional and City services on the abutting portion of Pinewarbler Drive.

48. That the City Solicitor be directed to proceed with the preparation of a **by-law to widen Kingfisher Drive** by incorporating therein, part of Part 3, Plan 62R-5842 being a strip of land .3m wide by 196.675 m long.

NOTE: Pursuant to the conditions of approval, in order to provide access to the above noted subdivision, it is necessary to establish the above mentioned part of Part 3, Plan 62R-5842 as part of a public highway (Kingfisher Drive).

The subdivider has satisfied all the requirements associated with costs of Regional and City services on the abutting portion of Kingfisher Drive.

49. That the application of **Mr. D. G. Fraser, on behalf of the owners of 43 and 35 Duke Street** to retain the following **inadvertent encroachments** on the road allowance:

i. 43 Duke Street, existing concrete steps, approximately 0.54m by approximately 2.17m, and

ii. 35 Duke Street, existing concrete steps, approximately 0.18m by approximately 2.94m; and on MacNab Street, existng building approximately 0.08m by approximately 13.14m and roof eaves approximately 0.56m by approximately 14.25m, approximately 6.09m above grade

be approved during the pleasure of City Council, provided:

(a) That the owners enter into an agreement for each, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

50. That the application of **Mr. A Jovanovich, on behalf of the owner(s) of 175 Mary Street**, to retain the following **inadvertent encroachment** on the road allowance:

i. Existing Front Steps approximately 0.27m by approximately 0.83m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

51. That the application of **Mr. D. W. Walkling, on behalf of the owner(s) of 84 Pottruff Road South** to retain the following **inadvertent encroachment** on the road allowance:

i. Existing concrete stoop, approximately 1.42m by approximately 1.98m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

52. That the application of **Mr. A. S. Handelman, on behalf of the owner(s) of 211 Mary Street North**, to retain the following **inadvertent encroachments** on the road allowance of:

i. Mary Street - Existing verandah and front steps, approximately 1.28m by approximately 4.26m,

ii. Robert Street - Existing 2 1/2 storey brick building, approximately 0.88m by approximately 16.35m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

53. That Item 11 of the Tenth Report of the Transport and Environment Committee, adopted by City Council on 83 05 31 be amended by **revising the applicant's name from Petro-Canada Venture to 123627 Canada Inc.** and further that the following will also be parties to the agreement:

i. Petro-Canada Inc. to whom the Applicant will eventually assign the agreement, and who will agree to abide by the terms of the agreement, and

ii. Petro-Canada Enterprises Inc. as the party to the previous agreement and revocation of that agreement.

NOTE: The City and the Region will be entering into an agreement with 123627 Canada Inc., Petro-Canada Inc., and Petro-Canada Enterprises Inc. 123627 Canada Inc. will be the principal party to the agreement, but may assign the agreement to Petro-Canada Inc. without consent and, Petro-Canada Inc. agrees to be bound by the agreement as of the date of assignment.

Petro Canada Enterprises Inc. is a party to the agreement only for the purpose of recognizing that the previous agreement will no longer apply.

54. i. That the **1984 Reconstruction/Resurfacing Program, appended hereto,** in the amount of $5 500 000 be approved.

ii. That the necessary By-laws be prepared by the City Solicitor and the City Clerk be authorized and directed to advertise these By-laws as required by Section 301 of The Municipal Act, outlining the City's intention to proceed with the altering of the following streets:

(a) Catharine Street from Main Street to Hunter Street
(b) Glendale Avenue from Barton Street to Cannon Street
(c) Harmony Avenue from Dunbar Avenue to Barton Street

(d) Harrison Avenue from Kenilworth Avenue to Division Street
(e) Margaret Street from King Street to Main Street
(f) McAnulty Boulevard from the west end to Kenilworth Avenue
(g) Uplands Avenue from Parkview Drive to Franklin Avenue
(h) Woodbine Crescent from York Boulevard to approximately 30m westerly.

iii. That the Finance Committee establish the method of financing.

iv. That the Regional Commissioner of Engineering be authorized to undertake these works on behalf of the City of Hamilton once all the necessary approvals have been received.

v. That the Director of Real Estate be authorized and directed to negotiate the purchase of the required lands for the Catharine Street widening.

55. WHEREAS this department has received a request from **The Jim Pattison Sign Company for permission to acquire a Local Roads Street Occupation Permit** for 1984;

IT IS THEREFORE RECOMMENDED:

That Jim Pattison Sign Company vehicles be permitted to occupy the roadway and boulevard portions of the road allowance excluding sidewalks, bus stop areas and areas adjacent to fire hydrants, for sign erection, cleaning and maintenance purposes only provided that:

i. The applicant complies with all the requirements of Streets Use By-Law No. 9329 and any other conditions that may be set out by the Commissioner of Engineering.

ii. The applicant agrees not to occupy any part of the roadway during peak periods in contravention of signed No Stopping Zones, either permanent or time-regulated restrictions.

iii. The applicant contact the Hamilton Street Railway informing them of any work required to be carried out in bus stop areas prior to commencing his work.

iv. If the applicant is unable to perform his operations without parking a vehicle on the sidewalk or boulevard, the following conditions are mandatory:

(a) Prior to commencing his works, he must acquire a "Barricading Permit", from the Traffic Department, City of Hamilton.

(b) Place wood planking, minimum thickness two inches (2"), over the sidewalk/boulevard for load bearing distribution and protection.

(c) During his operations maintain a minimum width of 1.5m of unimpeded sidewalk, for pedestrian passage.

v. The applicant indemnifies and saves the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

vi. The applicant provide proof of liability insurance to the Commissioner of Engineering in the amount of $1 000 000 naming the City of Hamilton as an added insured party with a provision for cross liability.

56. i. That Council proceed with a **Noise Survey in the City of Hamilton** in the area bounded by Barton Street, Wellington Street and the easterly limits of the City of Hamilton, for the purpose of determining how this section of the City might be included, for administrative purposes, under the City of Hamilton Noise By-law 79-292.

ii. That the Finance Committee be requested to recommend the method of financing the City's share of the cost of conducting the Noise Survey in the amount of $27 185.

NOTE: Employment and Immigration Canada has approved the application for a Canada Works Project (East Hamilton Noise Survey), for six (6) jobs, one hundred and fifty-six (156) work weeks and $44 575. Approval of the project was granted subject to the City contributing an additional $27 185 towards the project costs.

57. **The Transport and Environment Committee, at its meeting held on 1984 January 23, was, due to a three-three tie vote, unable to agree on either an affirmative or negative recommendation with respect to the following and is herewith submitting this matter to City Council for its disposition:**

That the Chief Administrative Officer be requested to prepare a report on how the **City Traffic and Public Works Departments might be amalgamated** to effect cost savings, administratively and otherwise.

58. That leave be granted to introduce the following bills:

(a) A-1 By-law to Amend By-law No. 66-100 to Regulate Traffic

(b) A-2 By-law to Amend By-law No. 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Powse, Secretary
1984 January 23

Attachs.

SCHEDULES "E", "F" & "G"
BATTLERIDGE SUBDIVISION (PHASE 2)
CITY OF HAMILTON

Referred to in Section 42 of the First Report of the Transport and Environment Committee.

SUBMITTED BY: A.J. CLARKE & ASSOCIATES LTD.

A.J. IRANI, P. ENG.

DATE: SEPTEMBER 14, 1983

APPROVED BY:

COMMISSIONER OF ENGINEERING

DATE: Jan 3/84

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
DEPARTMENT OF ENGINEERING

SCHEDULE "E"

BATTLERIDGE SUBDIVISION (PHASE 2)

REQUIREMENTS FOR BOUNDARY HIGHWAYS AND ESTIMATE OF COSTS

NIL

A. J. Clarke and Associates

SCHEDULE "F"

BATTLERIDGE SUBDIVISION (PHASE 2)

REQUIREMENTS FOR OTHER THAN BOUNDARY HIGHWAYS.
WORKS TO BE INSTALLED BY SUBDIVIDER AND COSTS SHARED AS SHOWN.

	Estimated Cost	
	Subdivider	City
1. GREENHILL AVENUE FROM NORTH LIMIT OF SUBDIVISION TO SOUTH LIMIT OF SUBDIVISION.		
88.1 M OF EQUIVALENT 13.41M WIDE ROADWAY.		
A) CURB AND GUTTER		
80M ON EAST SIDE AT $30.00/M	$ 2,400.00 (100%)	
88.1M ON WEST SIDE AT $30.00/M		$ 2,643.00 (100%)
B) INDEPENDENT WALK		
80M ON EAST SIDE AT $46.00/M	$ 3,680.00 (100%)	
88.1M ON WEST SIDE AT $46.00/M		$ 4,053.00 (100%)
C) FINAL ROADS AND LOT GRADING (EXTRA DEEP STRENGTH ASPHALT PAVEMENT)		
88.1M AT $600.00/M = $52,860.00		
CITY'S SHARE FOR OVERSIZING + EXTRA ASPHALT 88.1M AT $300/M = $26,430.00.		
SUBDIVIDER'S SHARE - 50% OF $26,430.00	$13,215.00 (25%)	
CITY'S SHARE		$39,645.00 (75%)
D) CATCH BASINS AND CONNECTIONS 2 SINGLE CATCH BASINS AT $1,200 EACH = $2,400.00	$ 1,200.00 (50%)	$ 1,200.00 (50%)
E) DEAD-END STREET BARRICADE 1 AT $800.00 EACH	$ 400.00 (50%)	$ 400.00 (50%)
F) STREET LIGHTING 1 AT $1500 EACH	$ 750.00 (50%)	$ 750.00 (50%)

	SUBDIVIDER	CITY
2. PAVAROTTI COURT FROM GREENHILL AVENUE TO CUL-DE-SAC.		
150M OF EQUIVALENT 8M WIDE ROADWAY.		
A) CURB & GUTTER AND SIDEWALKS 200M AT $60/M	$17,400.00	-
B) FINAL ROADS AND LOT GRADING (STANDARD DEEP STRENGTH ASPHALT)		
150M AT $300/M	$45,000.00	-
C) CATCH BASINS AND CONNECTIONS		
4 SINGLE C.B.'S AT $1200 EACH	$ 4,800.00	-
1 REAR YARD C.B. AT $2500.00 EACH	$ 2,500.00	-
D) STREET LIGHTING		
3 AT $1500 EACH	$ 4,500.00	-
TOTAL	$95,845.00	$48,691.00

NOTES:
1. NO PRELIMINARY ROADS TO BE INSTALLED.
2. ALL WALKS AND CURBS AND APPROACHES TO BE CONSTRUCTED WITHIN 6 MONTHS OF COMPLETION OF SEWER AND WATER SERVICES.
3. THE ASPHALT BINDER COURSE FOR ALL FINAL ROADS MUST BE CONSTRUCTED WITHIN 6 MONTHS OF COMPLETION OF SEWER AND WATER SERVICES.
4. THE SURFACE COURSE OF ASPHALT IS TO BE COMPLETED NOT EARLIER THAN 12 MONTHS AND NOT LATER THAN 18 MONTHS, AFTER THE COMPLETION OF THE SEWERS. IF THE 18 MONTH PERIOD FALLS BETWEEN NOVEMBER 1ST AND APRIL 1ST, THEN THE SURFACE COURSE OF ASPHALT MUST BE COMPLETED BY JUNE 30TH OF THE SAME YEAR FOLLOWING APRIL 1ST.
5. STREET LIGHTING IS TO BE INSTALLED BY HAMILTON HYDRO AND PAID FOR BY THE SUBDIVIDER.

A. J. Clarke and Associates

SCHEDULE "G"

BATTLERIDGE SUBDIVISION (PHASE 2)

PART "A"

WORKS TO BE CARRIED OUT AND PAID FOR BY THE SUBDIVIDER.

SEEDING

3.25M WIDE BOULEVARD FOR FRONTAGE OF LOTS 1 TO 18 AND 4.75M WIDE BOULEVARD FOR FLANKAGE OF LOTS 1 AND 18.

COST CALCULATED AT $2.40/SQ. M FOR A TOTAL OF 1244.32 SQ. M	$ 2,986.00
MAINTENANCE (15%)	$ 448.00
TOTAL FOR PART "A"	$ 3,434.00

PART "B"

WORKS TO BE CARRIED OUT BY THE CITY AND PAID FOR BY THE SUBDIVIDER.

TREES

FRONTAGE AND FLANKAGE OF LOTS 1 TO 18.

COST CALCULATED AT $1.00/M FOR THE TOTAL FRONTAGE AND FLANKAGE OF 350.513	$ 350.51
TOTAL FOR PART "B"	$ 350.51

NOTE: ALL SEEDING TO BE PLANTED WITHIN 6 MONTHS OF COMPLETION OF SIDEWALKS AND CURBS.

A. J. Clarke and Associates

SUMMARY SHEET

CITY'S SHARE

A. SERVICES TO BE INSTALLED BY THE SUBDIVIDER.

	Construction Cost
1. Curbs & Walks	$ 6,696.00
2. Final Roads	$ 39,645.00
3. Catch Basins & Connections	$ 1,200.00
4. Dead-End Street Barricade	$ 400.00
Total Construction Cost	$ 47,941.00
Inspection (2%)	$ 959.00
Maintenance (3%)	$ 1,438.00
Engineering (8%)	$ 3,835.00
TOTAL	$ 54,173.00
B. Street Lighting	$ 750.00
TOTAL CITY'S SHARE	$ 54,923.00

SUBDIVIDER'S SHARE

A. SERVICES TO BE INSTALLED BY THE SUBDIVIDER.

1. Curbs & Walks	$ 23,480.00	
2. Final Roads & Lot Grading	$ 58,215.00	
3. Catch Basins & Connection	$ 8,500.00	
4. Dead-End Street Barricade	$ 400.00	
Total Construction Cost	$ 90,595.00	
Inspection (2%)	$ 1,812.00	
Maintenance (3%)	$ 2,718.00	
Engineering (8%)	$ 7,248.00	
TOTAL	$102,373.00	$102,373.00
B. Local Improvements		NIL
C. Replacing of damaged or missing survey monuments		$ 1,350.00
D. Tree Planting		$ 350.51
E. Street Name Signs (2 corner lots at $38.00/corner lot)		$ 76.00
F. Seeding (including maintenance of $448.00)		$ 3,434.00
G. Street Lighting		$ 5,250.00
TOTAL SUBDIVIDER'S SHARE		$112,833.51

GRAND TOTAL OF ALL WORKS - $167,756.51

Referred to in Section 43
of the First Report of the
Transport and Environment
Committee.

ESTIMATES OF COSTS OF SERVICES

FOR

ALMAS GARDENS (PHASE FOUR)

SCHEDULES "E", "F" & "G"

PREPARED BY:

REGISTERED PROFESSIONAL ENGINEER
J. S. BRANT
PROVINCE OF ONTARIO

Kerry R. Howe Limited
98 Church St., P.O. 4500
ST. CATHARINES, Ontario
L2R 6V9

DATED: 1983-11-14

REVISED: 1983-11-21

APPROVED BY:

Regional Municipality of
Hamilton-Wentworth
Commissioner of Engineering

DATE: Jan 12/84

SCHEDULE "E"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

Requirements for Boundary Streets:

PART "A" - Work to be installed and paid for by the Subdivider.

1.	Curb and Sidewalk	$ NIL
2.	Approaches	$ NIL
3.	Final Roads	$ NIL
	TOTAL PART "A"	$ NIL
PART "B" -	Local Improvements	$ NIL
	TOTAL PART "B"	$ NIL
	GRAND TOTAL	$ NIL

SCHEDULE "F"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

		Subdivider	City
1.	Preliminary Roads (Including Catchbasins)		
	To be constructed by Subdivider within two months of completion of the sewers and water services. Costs to be shared as shown.		
(a)	Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 29.		
	1051.76 Lineal Feet @ $60.00/Lin. Ft. (320.576 metres)	100%	
	Estimated Cost $63,105.60	$63,105.60	NIL
(b)	Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4		
	160 Lineal Feet @ $60.00/Lin. Ft. (48.768 Metres)	100%	
	Estimated Cost $ 9,600.00	$ 9,600.00	NIL
(c)	Atkins Drive from 14 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 50.		
	114 Lineal Feet @ $60.00/Lin. Ft. (34.747 metres)	100%	
	Estimated Cost $ 6,840.00	$ 6,840.00	NIL
(d)	Venetian Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 41.		
	125 Lineal Feet @ $60.00/Lin. Ft. (38.10 Metres)	100%	
	Estimated Cost $7,500.00	$ 7,500.00	NIL
	TOTAL	$87,045.60	NIL

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
2.	Sidewalk and Curbs (Including Approaches)		
	To be constructed within six months of the completion of sewers and services.		
(a)	Golfwood Drive (both sides) from 33 Feet East of the centreline of Greencedar Drive to the East Limit of Lot 29		
	2034.0 Lineal Feet @ $16.00/Lin. Ft. (619.963 metres)	100%	
	Estimated Cost $32,544.00	$ 32,544.00	NIL
(b)	Greencedar Drive (both sides) from the South Limit of Lot 4 to the North Limit of Lot 1		
	304.24Lineal Feet @ $16.00/Lin. Ft. (92.732 metres)	100%	
	Estimated Cost $ 4,867.84	$ 4,867.84	NIL
(c)	Atkins Drive (both sides) from 33 feet North of the centre-line of Golfwood Drive to the North Limit of Lot 50		
	189 Lineal Feet @ $16.00/Lin. Ft. (57.607 metres)	100%	
	Estimated Cost $ 3,024.00	$ 3,024.00	NIL
(d)	Venetian Drive (both sides) from 33 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 41		
	213 Lineal Feet @ $16.00/Lin. Ft. (64.922 metres)	100%	
	Estimated Cost $ 3,408.00	$ 3.408.00	NIL
	TOTAL	$ 43,843.84	NIL

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
3. Final Roads			
(a) Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 29			
1051.76 Lineal Feet @ $30.00/Lin. Ft. (320.576 metres) Estimated Cost	$52,588.00	100% $52,588.00	NIL
(b) Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4			
160 Lineal Feet @ $50.00;Lin Ft. (48.768 metres) Estimated Cost	$ 8,000.00	100% $ 8.000.00	NIL
(c) Atkins Drive from 14 Feet North of the centreline of Golfwood Drive to the North Limit of Lot 50			
114 Lineal Feet @ $50.00/Lin. Ft. (34.747 metres) Estimated Cost	$ 5,700.00	100% $ 5,700.00	NIL
(d) Venetian Drive from 14 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 41			
130.09 Lineal Feet @ $50.00/Lin. Ft. (39.65 Metres) Estimated Cost	$ 6,504.50	100% $ 6,504.50	NIL
	TOTAL	$72,792.50	NIL

NOTES:

(1) Where preliminary roads are installed, the asphalt binder course may be completed at any time prior to the completion of the surface course of asphalt.

(2) The asphalt surface course is to be completed not earlier than 12 months, and not later than 18 months, after the completion of the sewers. If the 18 month period falls between November 1st the April 1st, then the surface course of asphalt must be completed by June 30th of the same year following April 1st.

SCHEDULE "F"

ALMAS GARDENS - PHASE FOUR

		Subdivider	City
4. Street-Lighting			
(a) Golfwood Drive from 14 Feet East of the Centreline of Greencedar Drive to the East Limit of Lot 29			
7 Poles @ $1,500 each		100%	
Estimated Cost	$10,500.00	$10,500.00	NIL
(b) Greencedar Drive from the West Limit of Lot 1 to the East Limit of Lot 4			
1 Pole @ %1,500 each		100%	
Estimated Cost	$ 1,500.00	$ 1,500.00	NIL
(c) Atkins Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 50			
Nil Poles @ $1,500 each		100%	
Estimated Cost	$ NIL	$ NIL	NIL
(d) Venetian Drive from 14 Feet North of the Centreline of Golfwood Drive to the North Limit of Lot 41			
1 Pole @ 1,500 each		100%	
Estimated Cost	$ 1,500.00	$ 1,500.00	NIL
	TOTAL	$13,500.00	NIL

NOTE: (1) Street lighting to be installed by Hamilton Hydro and paid for by the Subdivider.

SCHEDULE "G"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

PART "A" - Works to be installed by the Subdivider and costs shared as shown.

1. Sodding to be completed within six months of completion of sidewalk and curb.

(a) Subdivider's Share

Golfwood Drive (north side) from 33 Feet East of the centreline of Greencedar Drive to the East limit of Block 54.

Golfwood Drive (south side) from 33 Feet East of the centreline of Greencedar Drive to the East limit of Lot 29.

Greencedar Drive (west side) from the North Limit of Lot 1 to the South Limit of Lot 4.

Greencedar Drive (east side) from the North limit of Lot 53 to a point opposite the South Limit of Lot 4.

Atkins Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 50.

Atkins Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 49.

Venetian Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 41.

Venetian Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 40.

TOTAL	4140 Square Yards @ $2.25/sq. yd. (3461.57) Square Metres Estimated Cost	$ 9,315.00

(b) City's Share - NIL

(c) Sharing

TOTAL COST	$ 9,315.00
Maintenance 15%	1,397.25
	100%
TOTAL PART "A"	$10,712.25

Subdivider	City
100%	
$10,712.25	NIL

SCHEDULE "G"

ALMAS GARDENS (PHASE FOUR)

PLAN OF SUBDIVISION

PART "B" - Works to be installed by the City and costs shared as shown.

1. Tree Planting - Cost calculated at $0.30 per Lineal Feet of frontage and flankage.

(a) Subdivider's Share

Golfwood Drive (north side) from 33 feet East of the centreline of Greencedar Drive to the East limit of Block 54.

Golfwood Drive (south side) from 33 feet East of the centreline of Greencedar Drive to the East Limit of Lot 29.

Greencedar Drive (west side) from the South limit of Lot 4 to the North Limit of Lot 1.

Greencedar Drive (east side) from the North limit of Lot 53 to a point opposite the South Limit of Lot 4.

Atkins Drive (west side) from 33 feet North of the Centreline of Golfwood Drive to the North Limit of Lot 50.

Atkins Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 50.

Venetian Drive (west side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 41.

Venetian Drive (east side) from 33 feet North of the centreline of Golfwood Drive to the North Limit of Lot 40.

TOTAL	2661 Lineal Feet (811.073 metres) @ 0.30/Lin. Ft.	
	Estimated Cost	$ 798.30

(b) City's Share - NIL

(c) Sharing

TOTAL PART "B"	100%
	$ 798.30

Subdivider		City
100%		NIL
$ 798.30		
		100%
Total Schedule "G"	-	$11,510.55
		100%
Subdivider's Share	-	$11,510.55
City's Share	-	NIL

SUMMARY SHEET

SCHEDULES E, F AND G

1. CITY'S SHARE

(a) Maintenance of Preliminary Road @ $0.65 per Lineal Foot of Frontage and Flankage $ Nil

(b) Services to be installed by the Subdivider and paid for by the City $ Nil

TYPE OF WORK	CONSTRUCTION COST	MAINTENANCE 3%	INSPECTION 2%	ENGINEERING 9%	TOTAL
Preliminary Roads (Including Catchbasins and Connections)	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Sidewalks and Curbs	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Final Roads	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil
Seeding and Sodding	$ Nil	$ Nil	$ Nil	$ Nil	$ Nil

CITY'S SHARE $ Nil

2. SUBDIVIDER'S SHARE

(a)	Local Improvements	$ NIL
(b)	Tree Planting	$ 798.30
(c)	Replacing of damaged or missing survey monuments and standard iron bars	$ 3,000.00
(d)	Street name signs: 6 Corner lots @ $38.00/each	$ 228.00
(e)	Maintenance of Preliminary Roads @ $0.65 per Lineal Foot of Frontage & Flankage (2661 Feet)	$ 1,729.65
(f)	Seeding or Sodding (including 15% Maintenance of $1397.25)	$ 10,712.25
(g)	Street Lighting	$ 13,500.00
	SUB TOTAL	$ 29,968.20

TYPE OF WORK	CONSTRUCTION COST	MAINTENANCE 3%	INSPECTION 2%	ENGINEERING 9%	TOTAL
Preliminary Roads (Including Catchbasins and Connections)	$ 87,045.60	$ -	$ 1,740.91	$ 7,834.10	$ 96,620.61
Sidewalks and Curbs	$ 43,843.84	$ 1,315.32	$ 876.88	$ 3,945.95	$ 49,981.99
Final Roads	$ 72,792.50	$ 2,183.78	$ 1,455.85	$ 6,551.33	$ 82,983.46
				SUB TOTAL	$229,586.06

Total City's Share $ NIL

Total Subdivider's Share $259,554.26

Grand Total of All Work' $259,554.26

SUBMITTED BY: Kerry T. Howe Limited

DATE: 1983-11-14
1983-11-21 (Revised)

A. J. Clarke and Associates

Referred to in Section 44 of the First Report of the Transport and Environment Committee

SCHEDULES "E", "F" & "G"

CARDINAL HEIGHTS ADDN. NO. 6

CITY OF HAMILTON

Submitted by; A.J. Clarke & Associates Ltd.

.....

~~A.J.~~ Irani, P. Eng.

Date: JANUARY 5, 1964

Approved by: .....

Commissioner of Engineering

Date: Jan 16/64

Regional Municipality of Hamilton-Wentworth

SCHEDULE "E"

CARDINAL HEIGHTS ADDN. NO. 6

Requirements for Boundary Highways and Estimate of Costs.

NIL

SCHEDULE "F"

CARDINAL HEIGHTS ADDN. No. 6

Requirements for other than Boundary Highways.

Works to be installed by subdivider and costs shared as shown

	Estimated Cost	
	Subdivider	City
1) **Kingfisher Drive** from Curlew Avenue to south limit of subdivision.		
a) Concrete driveway approaches for lots 13, 14 & 15.		
3 at $400 each	$1,200.00	
2) **Pinewarbler Court** from Curlew Avenue to cul-de-sac.		
a) Street lighting	$1,500.00	
b) Fencing (along the rear of Lots 1, 2 and Block 16)	$1,100.00 (50%)	$1,100.00 (50%)
Total	**$3,800.00**	**$1,100.00**

Notes:
1. Curbs & walks, roadways and catch basins on Kingfisher Drive are EXISTING.
2. Curbs, walks, roadways and catch basins on Curlew Avenue and Pinewarbler Court to be installed under subdivision agreement for Cardinal Hts. Addn. No. 5 (Phase 3).
3. Concrete approaches to be constructed within 6 months of registration of plan of subdivision.
4. Street lighting is to be installed by Hamilton Hydro and paid for by the subdivider.
5. Fencing to be installed within 12 months of registration of the plan of subdivision.

SCHEDULE "G"

CARDINAL HEIGHTS ADDN. No. 6

PART "A"

Works to be carried out and paid for by the subdivider.

SEEDING

4.25m wide boulevard for frontage of Block 16, Lots 1 to 12 and flankage of Lot 7
and
4.25m (average) wide boulevard on Kingfisher Drive, for frontage of Lots 13, 14 & 15 and flankage of Lot 12.

Cost calculated at $2.40/sq. m for a total of 1316.33 sq. m	$ 3,159.00
Maintenance (15%)	$ 474.00
TOTAL FOR PART "A"	**$ 3,633.00**

PART "B"

Works to be carried out by the City and paid for by the Subdivider.

TREES

Frontage and flankage of Lots 1 to 15 and Block 16.

Cost calculated at $1.00/m for the total frontage and flankage of 309.724 m.	$ 309.72
TOTAL FOR PART "B"	**$ 309.72**

Note: All seeding to be planted within 6 months of installation of driveway approaches.

SUMMARY SHEET

City's Share

A. Services to be installed by the Subdivider

	Construction Cost
1) Fencing	$ 1,100.00
Total	$ 1,100.00
Inspection (2%)	22.00
Maintenance (3%)	33.00
Total City's Share	**$ 1,155.00**

Subdivider's Share

A. Services to be installed by the Subdivider.

1)	Concrete Approaches	$ 1,200.00	
2)	Fencing	$ 1,100.00	
	Total Construction Cost	$ 2,300.00	
	Inspection (2%)	46.00	
	Maintenance (3%)	69.00	
	Total	$ 2,415.00	$2,415.00
B.	Local Improvements		$ -
C.	Replacing of damaged or missing survey monuments and standard iron bars.		$ 1,450.00
D.	Tree Planting.		$ 309.72
E.	Street Name Signs (2 corner lots at $38.00/corner lot)		$ 76.00
F.	Seeding (including maintenance of $474.00)		$ 3,633.00
G.	Street Lighting		$ 1,500.00
	Total Subdivider's Share		**$ 9,383.72**

Total City's Share	**$1,155.00**
Total Subdivider's Share	**$9,383.72**
Grand Total	**$10,538.72**

Referred to in Section 45 of the First Report of the Transport and Environment Committee.

SCHEDULES "E","F","F1" & "G"

ESTIMATES OF COSTS OF SERVICES

FOR

ROLGA HEIGHTS

IN THE CITY OF HAMILTON

Date: December 23, 1983
Revised January 4, 1984
Revised January 12, 1984

Prepared by: D. Sinff

ASHENHURST NOUWENS LIMITED
PROFESSIONAL ENGINEERS
ONTARIO LAND SURVEYORS
180 JAMES STREET SOUTH
HAMILTON, ONTARIO

J. M. Leach
Commissioner of Engineering

Date: Jan 16/84

Regional Municipality of Hamilton-Wentwort
Department of Engineering

ENGINEER'S ESTIMATES OF COSTS OF SERVICES FOR

ROLGA HEIGHTS

SCHEDULE "E"

Requirements for Boundary Highways and Estimates of Costs.

PART "A"

Works to be installed and paid for by the subdivider

1. SIDEWALKS

a) Upper Sherman Avenue - from Northerly limit of subdivision to Southerly limit of subdivision.

544 Lin. Ft. of Equiv. 5' wide conc. sidewalk at 19.20/ft = $10,444.80 — $10,444.80

TOTAL SCHEDULE "E" - PART "A" — $10,444.80

NOTE: ALL SIDEWALKS TO BE CONSTRUCTED WITHIN 6 MONTHS OF THE COMPLETION OF SEWER & WATER SERVICES IN THE SUBDIVISION.

PART "B"

Works to be carried out as local improvements. — nil

ENGINEER'S ESTIMATES OF COSTS OF SERVICES FOR ROLGA HEIGHTS

SCHEDULE "F"

Requirements for other than boundary highways works to be installed by and paid for by the subdivider except where shown otherwise.

	ESTIMATED COSTS OWNER	CITY
1. PRELIMINARY ROADS - INCLUDING CATCH BASINS		
a) Rexford Drive - From northerly limit of Block 53 to easterly limit of Lot 50.		
262 Lin.ft. eqiv. of 28' wide Road at $22.00/ft. = $5,764.00		
Subdivider's share (35.5%)	$2,046.22	
City's share (64.5%)*		3,717.78
b) Rexford Drive - From southerly limit of Subdivision to northerly limit of Subdivision, Princip Street and Barbara Court.		
1400 Lin.ft. equiv. of 28' wide Road at 22.00/ft. = 30,800.00		
Dead End Barricade = 900.00		
Catch Basins & Connect. = 17,280.00		
Subdivider's share (100%)	$48,980.00	
City's share		Nil

NOTE: ALL PRELIMINARY ROADS TO BE CONSTRUCTED WITHIN TWO MONTHS AFTER COMPLETION OF SEWER AND WATER SERVICES.

*- City share based on a frontage of 284.58' of a total frontage of 441.28' or 64.5% of costs.

SCHEDULE "F"

2. SIDEWALKS AND CURBS	OWNER	CITY
a) Rexford Drive - from northerly limit of Subdivision to easterly limit of lot 50.		
442 Lin.Ft of 5' wide combined walk & curb at 15.94/ft = $7,045.48		
Subdivider's Share (41.40%)	$ 2,916.83	
City's Share (58.60%)*		$ 4,128.65
b) Rexford Drive - from southerly limit of Subdivision to northerly limit of Subdivision, Princip Street and Barbara Court.		
2555 Lin.Ft. of 5' wide combined walk and curb at 15.94/ft. = 40,726.70		
Subdivider's Share (100%)	40,726.70	
City's Share		nil

NOTE: ALL WALKS & CURBS TO BE CONSTRUCTED WITHIN SIX MONTHS OF COMPLETION OF SEWER & WATER SERVICES.

* - Denotes City share based on 259' of sidewalk on City side of road of a total of 442' of sidewalk or 58.60% of costs.

SCHEDULE "F" (CONT'D)

3. FINAL ROADS		OWNER	CITY
a) Rexford Roads - from northerly limit of Block 53 to easterly limit of Lot 50.			
262 Lin.ft. of equiv. 28' wide road at $45.00/ft			
Total cost	- $11,790.00		
City share (extra depth)	- 2,947.50 (25%)		2,947.50
Remaining Cost	- 8,842.50		
City's Share	- 5,702.53 (64.5%)*		5,702.53
Owner's share (frontage)	3,139.97 (35.5%)	$ 3,139.97	
* - City share based on a frontage of 284.58' of a total frontage of 441.28' or 64.5% of costs.			
b) Rexford Drive- from southerly limit of Subdivision to northerly limit of Block 53.			
553 Lin.ft. equiv. 28' wide road at $45.00/ft.			
Total Cost	- 24,885.00		
City share (extra depth)	- 6,221.00 (25%)		6,221.00
Owner's share	- 18,664.00 (75%)	18,664.00	
c) Princip Street & Barbara Court			
862 Lin.ft. equiv. of 28' wide road at $35.00/ft. = $30,170.00			
Subdivider's Share (100%)		30,170.00	
City Share			Nil
NOTE: The asphalt binder course may be completed at any time prior to the completion of the surface course of asphalt.			
The asphalt surface course is to be completed not earlier than 12 months, and not later than 18 months after the completion of sewer and water services. If the 18 months period falls between November 1st and April 1st, then the surface course of asphalt must be completed by June 30th of thesame year following April 1st.			
TOTAL OWNER'S SHARE		$146,643.72	
TOTAL CITY SHARE			$22,717.46

SCHEDULE "F-1"

City's Share of Sewer and Water Services.

Part "A"

Construction costs (including maintenance and regional inspection fees).

1. SEWERS - STORM AND SANITARY		ESTIMATED COSTS
a) Rexford Drive - from notherly limit of Block 53 to easterly limit of Lot 50. (City share based on frontage of 190.51' of a total frontage of 441.28' or 43.17% of costs)		
(i) Sanitary Sewer - (Cost of $11,928.05 x 43.17%)		$ 5,149.34
(ii) Storm Sewer -		
Total Cost	- 27,450.62	
Region share (oversize)	- 5,215.62 (19%)	
Remaining Cost	$22,235.00 x 43.17%	9,598.85
b) Rexford Drive - form easterly limit of Lot 50 to 30' easterly.		
(i) Sanitary Sewer - (Cost of $1,447.38 x 50%)		723.69
(ii) Storm Sewer -		
Total Cost	- 5,276.70	
Region share (oversize)	- 348.26 (6.6%)	
Remaining Cost	- $4,928.44 x 50%	2,464.22
2. WATERMAINS		
a) Rexford Drive - from northerly limit of Block 53 to easterly limit of Lot 50. (City share based on frontage of 190.51' of a total frontage of 441.28' or 43.17% of costs)		
Total cost of $7,546.14 x 43.17%		3,257.67

PART "B"

Cost of Engineering and Supervision (7.5%)

1. SEWERS - STORM AND SANITARY	
a) Rexford Drive - from northerly limit of Block 53 to easterly limit of Lot 50.	1,106.11
b) Rexford Drive - from easterly limit of Lot 50 to 30' easterly	239.09

ROLGA HEIGHTS

SCHEDULE "F-1"

PART "B"

2. WATERMAINS

a) Rexford Drive - from northerly limit of Subdivision to easterly limit of Lot 50. $ 244.32

TOTAL CITY SHARE $ 22,783.29

ENGINEERS ESTIMATES OF COSTS OF SERVICES

FOR

ROLGA HEIGHTS

SCHEDULE "G"

Requirements for seeding and planting trees.

PART "A"

Works to be carried out and paid for by the subdivider.

Frontage and flankage on all lots and blocks on Princip Street, Rexford Drive, Barbara Court, and Reverse Frontage and Flankage on Upper Sherman Avenue.

Sodding - 4500 sq. yds @ 2.00/yd	$ 9,000.00
Maintenance - 15% of $9000.00	1,350.00
TOTAL FOR PART "A"	$10,350.00

NOTE: ALL SODDING TO BE COMPLETED WITHIN 6 MONTHS OF COMPLETION OF SIDEWALKS AND CURBS.

PART "B"

Works to be installed by the City and paid for by the Subdivider.

STREET TREES

Rexford Drive, Princip Street, Barbara Court and Upper Sherman Avenue.

Total Frontage, Reverse Frontage and Flankage of 3100 Ft.	$ 930.00
TOTAL FOR PART "B"	$ 930.00

TOTAL FOR SCHEDULE "G" $11,280.00

SUMMARY SHEET

(SCHEDULES E,F1,F, and G)

1. City's Share

a) Maintenance of Preliminary Roads - 284.48 lin.ft. of 441.28 Total Frontage of 262 lin.ft equiv. @ .65/ft. — 109.79

b) Tree Planting — nil

c) Services to be installed by Subdivider and paid for by City

Type of Work	Const. Cost	Maintenance (3%)	Inspection (2%)	Engineering (7.5%)	Total
Preliminary Roads (incl. C.B)	3,717.78	-	74.36	278.83	4,070.97
Sidewalks & Curbs	4,128.65	123.86	82.57	309.65	4,644.73
Final Roads	14,871.03	446.13	297.42	1,115.33	16,729.91
Seeding & Sodding	nil				
Sewers	17,936.10	-	-	1,345.20	19,281.30
Watermains	3,257.67	-	-	244.32	3,501.99
					$48,228.90

48,228.90

Total City Share $48,338.69

A.46

2. Subdivider's Share

a) Local Improvements — nil

b) Tree Planting — 930.00

c) Replacing of damaged or missing survey monuments and standard iron bars. — 2,000.00

d) Maintenance of Preliminary Roadway 1400 Lin. ft. equiv. roadway at at .65/ft. = — 910.00

e) Street name signs - (6 corner lots at $38.00) — 228.00

f) Sodding (incl. 15% maintenance of $1350.00) — 10,350.00

g) Services to be installed by and paid for by the Subdivider

Type of Work	Const. Cost	Maintenance (3%)	Inspection (2%)	Engineering (7.5%)	Total
Preliminary Roads (Incl. C.B.)	51,026.22	-	1,020.52	3,826.97	55,873.71
Sidewalks & Curbs	54,088.33	1,622.65	1,081.77	4,056.62	60,849.37
Final Roads	51,973.97	1,559.22	1,039.48	3,898.05	58,470.72
					$175,193.80

$175,193.80

Total Subdivider's Share $189,611.80

Total City's Share - 48,338.69

Total Subdivider's Share $189,611.80

Grand Total of All Work $237,950.49

Submitted by: D. Smith
ASHENHURST NOUWENS LIMITED

Date: (revised January 4, 1984)

Approved By: _____

Date:

A. J. Clarke and Associates

Referred to in Section 46 of the First Report of the Transport and Environment Committee.

SCHEDULES "E", "F" & "G"

ELEANOR GARDENS (PHASE 5)

CITY OF HAMILTON

Submitted by: A.J. Clarke & Associates Ltd.

.....

A.J. Irani, P. Eng.

Date: .....

Approved by: .....

Commissioner of Engineering

Date: ...Jan. 4. 1984.....

Regional Municipality of Hamilton-Wentworth

Department of Engineering

SCHEDULE "E"

ELEANOR GARDENS (PHASE 5)

Requirements for Boundary Highways and Estimate of Cost.

PART "A"

Works to be installed and paid for by the Subdivider.

1. **STONECHURCH ROAD EAST:** sidewalks on south side only, from west limit of Block 13 to the east limit of subdivision.

34 m at $45.00/m	$ 1,530.00
TOTAL FOR PART "A"	**$ 1,530.00**

PART "B"

Works to be carried out as Local Improvements.

NIL

SCHEDULE "F"

ELEANOR GARDENS (PHASE 5)

Requirements for other than Boundary Highways.

NIL

SCHEDULE "G"

ELEANOR GARDENS (PHASE 5)

PART "A"

Works to be carried out and paid for by the Subdivider.

SEEDING

4.25m wide boulevard for frontage of Lots 5 to 12 (both incl.) and 6.70m wide boulevard for frontage of Lots 1 to 4 (both incl.).

Cost calculated at $2.40/sq. m for a total of 569.416 sq. m .	$ 1,367.00
Maintenance (15%)	$ 205.00
TOTAL FOR PART "A"	**$ 1,572.00**

Note: All seeding to be planted within 6 months of completion of sidewalks & curbs.

PART "B"

Works to be carried out by the City and paid for by the Subdivider.

TREES

Frontage of Block 13, and frontage of 1' wide reserves, Blocks F and G, Plan M-279.

Cost calculated at $1.00/m for the total frontage and flankage of 102.414m.	$ 102.41
TOTAL FOR PART"B"	**$ 102.41**

SUMMARY SHEET

CITY'S SHARE

NIL

SUBDIVIDER'S SHARE

A. Services to be installed and paid for by the Subdivider.

	Construction Cost	
1. Sidewalks	$ 1,530.00	
Total Construction Cost	$ 1,530.00	
Inspection (2%)	$ 31.00	
Maintenance (3%)	$ 46.00	
TOTAL	$ 1,607.00	$ 1,607.00
B. Local Improvements		NIL
C. Replacing of damaged or missing survey monuments and standard iron bars.		$ 750.00
D. Tree Planting		$ 102.41
E. Street Name Signs		$ NIL
F Seeding (including maintenance of $205.00)		$ 1,572.00
G. Street Lighting		$ NIL
TOTAL SUBDIVIDER'S SHARE		**$ 4,031.41**

TOTAL CITY'S SHARE	**NIL**
TOTAL SUBDIVIDER'S SHARE	**$4,031.41**
GRAND TOTAL	**$4,031.41**

CITY OF HAMILTON

1984 RECONSTRUCTION/RESURFACING PROGRAM

PREPARED BY

REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH

TRANSPORTATION ENGINEERING SERVICES SECTION

JANUARY 1984

Referred to in Section 54
of the First Report of the
Transport and Envrionment
Committee.

CONTENTS

		PAGE	ESTIMATED COST
A.	Roads and abutting sidewalks	2 - 5	$4 405 000.00
B.	Sidewalks Only	6 - 7	$1 060 000.00
C.	Alleys	8	$ 35 000.00
D.	Supplementary List (streets to be reconstructed in 1984 if residual funds are available.)	9	$1 406 000.00

CITY OF HAMILTON 1984 RECONSTRUCTION/RESURFACING PROGRAM

A) ROADS & ABUTTING SIDEWALKS

Street	From	To	Length	Existing Width	Proposed Width	Estimated Cost	Proposed Improvements
Albany Avenue	Robins	Kenilworth	195m	7.3m	7.3m	$107 000.00	- road improvement - sidewalk repair (both sides) - 1983 carry over
Ashley Street	Wilson	King	230m	7.7m	7.7m	$125 000.00	- road improvement - sidewalk reconstruction & repair (both sides) - 1983 carry over
Bayfield Avenue	Beach	McAnulty	200m	7.3m	7.3m	$107 000.00	- road improvement - sidewalk reconstruction (both sides)
Beach Road	Ottawa	Martimas	685m	9.1m	9.1m	$ 87 000.00	- road resurface
Beechwood Avenue	Gage	Glendale	275m	7.3m	7.3m	$150 000.00	- road improvement - sidewalk reconstruction (both sides)
Belvidere Avenue	Concession	Inverness	365m	9.0m	9.0m	$113 000.00	- road resurface - sidewalk reconstruction & repair (both sides) - 1983 carry over
Biggar Avenue	Sherman	Lottridge	410m	8.5m	8.5m	$205 000.00	- road improvement - sidewalk reconstruction & repair (north side) - 1983 carry over

A) ROADS & ABUTTING SIDEWALKS cont'd .....

Street	From	To	Length	Existing Width	Proposed Width	Estimated Cost	Proposed Improvements
Britannia Avenue	Park Row	Kenilworth	440m	7.3m	7.3m	$263 000.00	- road improvement - sidewalk reconstruction (both sides) - 1983 carry over
Campbell Avenue	Frederick	Robins	185m	8.5m	8.5m	$109 000.00	- road improvement - sidewalk reconstruction both sides) - 1983 carry over
Cannon Street	Gage	Ottawa	850m	12.1m	12.1m	$665 000.00	- road improvement - sidewalk reconstruction (both sides)
Catharine Street	Main	Hunter	190m	6.0m - 7.3m	9.1m	$158 000.00	- road improvement & widening - sidewalk reconstruction (both sides)
Concession Street	Belvidere	Vola	365m	12.1m	12.1m	$104 000.00	- road improvement - sidewalk reconstruction & repair (both sides) - 1983 carry over
East 5th Street	Brucedale	Fennell	205m	7.3m	8.5m	$120 000.00	- road improvement & widening (1.2m west side only) - sidewalk reconstruction & repair (both sides) - 1983 carry over

A) ROADS & ABUTTING SIDEWALKS cont'd .....

Street	From	To	Length	Existing Width	Proposed Width	Estimated Cost	Proposed Improvements
Erie Avenue	Main	Alanson	480m	6.7m - 7.3m	6.7m - 7.3m	$200 000.00	- road improvement - sidewalk reconstruction (both sides)
E ans Street	Wellington	Emerald	410m	4.9m	4.9m	$165 000.00	- road improvement - sidewalk reconstruction both sides) - 1983 carry over
Harmony Avenue	Dunbar	Barton	305m	7.3m	8.5m	$187 000.00	- road improvement & widen ng (0.6m each side) - sidewalk reconstruction both sides)
Kelly Street	Ferguson	Wellington	215m	7.3m	8.5m	$134 000.00	- road improvement & widen ng (1.2m north side only) - sidewalk reconstruction repair (both sides) - 1983 carry over
King William Street	Victoria	Emerald	200m	9.1m	9.1m	$122 000.00	- road improvement - sidewalk reconstruction & repair (both sides) - 1983 carry over
Macklin Street	Dufferin	King	150m	7.3m	7.3m	$116 000.00	- road improvement - sidewalk reconstruction & repair (both sides) - 1983 carry over

A) ROADS & ABUTTING SIDEWALKS cont'd .....

Street	From	To	Length	Existing Width	Proposed Width	Estimated Cost	Proposed Improvements
M rgaret Street	King	Main	235m	12.8m	8.5m	$186 000.00	- road improvement & width reduction (2.1m each side) - sidewalk reconstruction (both sides)
Mary Street	Strachan	King	1190m	6.1m - 9.1m	6.1m - 9.1m	$475 000.00	- road improvement - sidewalk reconstruction (both sides)
Rcbert Street	James	Elgin	470m	9.1m	9.1m	$261 000.00	- road improvement - sidewalk reconstruction & repair (both sides) - 1983 carry over
St. Clair Boulevard	Cumberland	T.H.& B.Ry.	70m	7.6m	7.6m	$41 000.00	- road improvement - 1983 carry over
	King	Dunsmure	180m	7.3m	7.3m	$97 000.00	- road improvement & sidewalk reconstruction (both sides)
W odbine Crescent	Jones	York	200m	6.7m	6.7m - 8.5m	$108 000.00	- road improvement & widening (1.8m south side only) - York Blvd. to 30m westerly - sidewalk reconstruction (both sides)

B) SIDEWALKS

Street	From	To	Side	Length	Estimated Cost	Remarks
Ranson Street	West end	Grant	Both	530m	$71 000.00	- sidewalk reconstruction
Argyle Avenue	Ottawa	Frederick	Both	850m	$112 000.00	- sidewalk reconstruction
Barton Street	Wentworth	Sanford	North	205m	$36 000.00	- sidewalk reconstruction - Regional road
	Stirton	Minto	South	75m	$18 000.00	- sidewalk reconstruction - Regional road
Concession Street	Wentworth	East 21st	South	75m	$21 000.00	- sidewalk reconstruction
	East 22rd	East 26th	South	335m	$75 000.00	- Regional road
Florence Street	Dundurn	Strathcona	Both	425m	$62 000.00	- sidewalk reconstruction
Hill Street	Dundurn	Approx. 60m E'ly.	Both	120m	$19 000.00	- sidewalk reconstruction
Hughson Street	Strachan	Guise	Both	1580m	$200 000.00	- sidewalk reconstruction
Iron Avenue	Roxborough	Brittannia	East	225m	$33 000.00	- sidewalk reconstruction

B) SIDEWALKS cont'd .....

Street	From	To	Side	Length	Estimated Cost	Remarks
King Street	Barnesdale	Melrose	South	215m	$24 000.00	- sidewalk reconstruction
	Burris	Sanford	South	220m	$47 000.00	- Regional road
	Arthur	Sanford	North	130m	$32 000.00	
Main Street	Balsam	Melrose	North	205m	$48 000.00	- sidewalk reconstruction - Regional road
Niagara Street	Burlington	Ship	Both	555m	$82 000.00	- sidewalk reconstruction
Ottawa Street	Roxborough	Dunsmure	West	195m	$21 000.00	- sidewalk reconstruction - Regional road
Queensdale Avenue	Upper Wentworth	East 25th	North	415m	$63 000.00	- sidewalk reconstruction
Richmond Street	Hill	Hunter	Both	155m	$20 000.00	- sidewalk reconstruction
Vineland Avenue	Spadina	Carrick	Both	130m	$22 000.00	- sidewalk reconstruction
West 5th Street	30m north of Galeview	Fennell	East	565m	$54 000.00	- sidewalk reconstruction & repai - Regional road

C) ALLEYS

Streets Between	From	To	Length	Estimated Cost	Remarks
Burton & Shaw	Douglas	Emerald	30m	$6500.00	- reconstruct portion of alley
Graham & Province	Dunsmure	Roxborough	150m	$25 000.00	- north of pipeline
James & MacNab	Jackson	Main	85m	$3500.00	

D) SUPPLEMENTARY LIST

SIDEWALKS

Street	From	To	Side	Length	Estimated Cost	Remarks
Edgar Street	Argyle	Campbell	Both	240m	34,000	sidewalk reconstruction

ROADS AND ABUTTING SIDEWALKS

Streets Between	From	To	Length	Cost	Remarks
Maple Avenue	Kensington	King	160m	95,000	road improvement sidewalk reconstruction (both sides)
Depew Street	Burlington	Beach	565m	310,000	road improvement sidewalk reconstruction & repair (west side - Beach to Gertrude) (east side - Gertrude to Burlington)
Glendale Avenue	Barton	Cannon	430m	222,000	road improvement & widening (1.2m west side) sidewalk reconstruction (both sides)
McAnulty Boulevard	West End	Kenilworth	640m	376,000	road improvement & widening (1.2m north side only - west end to Kenilworth) sidewalk reconstruction (both sides) provide cul-de-sac at west end.
Uplands Avenue	Parkview	Franklin	90m	81,000	road improvement & widening (0.6m each side) (sidewalk reconstruction) (both sides)
Harrison Avenue	Kenilworth	Division	275m	155,000	road improvement & widening (0.6m each side) sidewalk reconstruction (both sides)
Rosemont Avenue	Sherman	Barnesdale	240m	133,000	road improvement sidewalk reconstruction (both sides)

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. (a) That Mr. and Mrs. Harry Smith, occupying the second floor of the City-owned property known as 1072 Main Street East, be given notice to vacate the premises in accordance with The Landlord Tenant Act, as the area in the building is required by the Children's Museum Divison of the Department of Culture and Recreation for office space, storage space and exhibit area.

   (b) That assistance be given by the Real Estate Department to relocate the Smith's, including an offer of accommodation in Macassa Park or Ada Pritchard Senior Citizens Apartment Units on Upper Sherman Avenue at a monthly rate of $255 per month.

   NOTE: A copy of the Director of Real Estate's report dated January 6, 1984, to the Parks and Recreation Committee relative to this matter was previously forwarded to the members of City Council.

2. That the Portuguese Association be granted permission to sell food and drink, other than that offered for general sale through the parks concessionnaire, on the occasion of the annual celebration of the Feast of St. Michael the Archangel on June 22, 23 and 24, 1984.

3. (a) That Group Eight Engineering Limited, be retained to provide mechanical and electrical professional engineering services for the design and installation of a new gas-fired roof-top heating system with exhaust heat reclaim, at the Dalewood Recreation Centre, at a fixed fee of $8 900 including design, contract documents, on-site review and contract administration.

   (b) That the Mayor and City Clerk be authorized to enter into an agreement for these services in a form satisfactory to the City Solicitor.

   (c) That this cost be charged to Account No. 0408-U4269.

4. (a) That Moffatt Engineering Limited, be appointed to provide professional engineering services for the preliminary study, design and drawing development, preparation of contract documents and contract administration for the design and installation of a surface drainage system for the north stand, Ivor Wynne Stadium, at a cost not to exceed $10 094.

   (b) That the Mayor and City Clerk be authorized to enter into an agreement for these services in a form satisfactory to the City Solicitor.

   (c) That this cost be charged to Account No. 0408-C3624.

5. Approval of the acquisition of the property at 115 West Avenue South from the Estate of Lillian Archibald for the sum of $26 000. Option to be accepted on or before February 7, 1984. Cash on closing of sale which shall be on or before March 7, 1984.

   NOTE: This property is required for parks and recreation purposes in the Stinson Neighbourhood. Sufficient funds are available in account no. 0408-C66076 to provide for this acquisition.

6. That the invitation from The Honourable Reuben C. Baetz, Minister of Tourism and Recreation, to the City of Hamilton to submit a bid to host the 1985 Ontario Winter Games, be declined with thanks.

   NOTE: The 1985 Winter Games will be held March 15 to 18, which will be prior to the completion of the Victor K. Copps Trade Centre/Arena presently scheduled for completion in the fall of 1985.

7. (a) That the City of Hamilton call for proposals for the supply, installation and maintenance of an electronic scoreclock system for the Victor K. Copps Trade Centre/Arena.

   (b) That a letter be forwarded by the Chairman of the Parks and Recreation Committee, along with the Proposal Call, explaining the concept of the call.

   (c) That the Proposal Call be advertised in The Spectator and the Globe and Mail.

   NOTE: Previously forwarded to the members of City Council were copies of the Proposal Call along with a listing of firms who will be invited to submit a proposal.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

J. J. Schatz
Secretary

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of City Council:

The Finance Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. Approval of the awarding of the following tenders:

(a) **CORFE PONTIAC BUICK, Hamilton, Ontario**

Supply and delivery of two dual purpose vehicles in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

One (1) GMC Suburban TK20906	$15 835.30
Less trade-in allowance on vehicle #1646, 1977 Chev Suburban Serial # CCL167F19164	2 175.00
Price Less trade-in	13 660.30
Ontario Sales Tax 7%	956.22
License Transfer	5.00
Total Net Price	$14 621.22

One (1) GMC Suburban TK20906	$15 835.30
Less trade-in allowance on vehicle #1647, 1977 Chev Suburban Serial # CCL167F191977	2 175.00
Price less trade-in	13,660.30
Ontario Sales Tax 7%	956.22
License Transfer	5.00
Total Net Price	$14 621.22

NOTE: Lowest of four tenders received.

(b) **HAMILTON MOTOR PRODUCTS (1963) LTD., Hamilton, Ontario**

Supply and delivery of One (1) GMC 3/4 Ton Propane Pick-up Truck in accordance with specifications issued by the Director of Purchasing and Vendor's Tender for the sum of	$12 310.00
License Transfer	5.00
Total Net Price	$12 315.00

NOTE: Second lowest of five tenders received.

(c) **ABF BUSINESS FORMS LTD., Burlington, Ontario**

Supply and delivery of Stock Tabulating Paper for 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

11 X 8-1/2, 1 part	$5.83 Per M
11 X 8-1/2, 2 part	$17.01 Per M
11 X 8-1/2, 3 part	$23.47 Per M
11 X 8-1/2, 4 part	$32.99 Per M
14-7/8 X 8-1/2, 1 part	$7.69 Per M
8-1/2 X 11, 4 part	$28.90 Per M
9-1/2 X 11, 1 part	$7.19 Per M

Estimated total cost ..... $21 000.

NOTE: Lowest of six tenders.

2. Approval of a change in the Honourarium paid to the Chairman and Members of the Hydro-Electric Commission from $6 000 per annum for the Chairman and $3 500 per annum for the Members, to $6 300 per annum for the Chairman and $3 675 per annum for the members, effective March 8, 1983.

   NOTE: For the information of the Members of City Council, these rates have not been adjusted since November 1979 and the increase recommended provides for an adjustment of 5%.

3. That the City Solicitor be authorized and directed to prepare an amendment to the Destruction of Records By-law 81-217 to provide for the destruction of Treasurer's Tax Certificates after retaining same for a period of seven (7) years.

4. That outstanding realty and business taxes, in the amount of $32 977.96, be written-off in accordance with Section 495 of The Municipal Act, R.S.O. 1980 and charged to Account No. 0222, Tax Write-offs.

   NOTE: Detailed information regarding these write-offs may be obtained by contacting the Secretary, Finance Committee.

5. (a) That the prelevy residential and non-residential mill rates for 1984 be established at figures slightly below 50% of the 1983 respective mill rates as follows:

   (i) That a real property tax prelevy mill rate of 108 mills be established for 1984 to be billed in two installments of 54 mills each, payable February 29 and March 30, 1984. This prelevy rate represents 49.638% of the 1983 residential mill rate.

   (ii) That a business tax prelevy mill rate of 127 mills be established for 1984 to be billed in one installment, payable February 29, 1984. This prelevy rate represents 49.615% of the 1983 non-residential mill rate.

   (b) That a non-metered water and sewer surcharge prelevy be established on behalf of the Regional Municipality of Hamilton-Wentworth, based on approximately 50% of the 1983 charge, to be billed in two equal installments, payable February 29 and March 30, 1984.

6. (a) That the City of Hamilton participate in the 1984 Involvement in Municipal Administration Programme by the hiring of two students (one each for the Treasury

and City Clerk's Departments) at a gross salary and fringe benefits (1983 rates) of $189.23 per week, per student, of which the Province will pay a maximum of $135 per week or 75% and the City $54.23 per week or $975.14 for the 18 week period, and further

(b) that the City Treasurer be authorized to make application for participation in the programme and subsidy payments to the Ministry of Municipal Affairs and Housing.

7. With the adoption of section 8 of the Twenty-eighth Report of the Parks and Recreation Committee, City Council at its meeting January 10, 1984 approved the retention of C. C. Parker Consultants Limited assisted by Norman Pearson and Associates Limited, Consulting Engineering and Planning firms, to produce reports required to establish an opinion of value relative to the Lax Property, at an estimated cost of $23 700.

In this regard, the Finance Committee recommends that the estimated cost of $23 700 be financed from the Reserve for Property Purchases Account No. 0280-02.

8. Section 54 of the First Report of the Transport and Environment Committee makes reference to the 1984 Reconstruction and Resurfacing Programme.

Because these projects have not yet been reviewed by the Capital Budget Committee, a firm commitment cannot be made from the Capital Levy for the full amount at this time and therefore the Finance Committee respectfully recommends:

(a) In order to allow the Regional Engineering Department to proceed with the Reconstruction Programme, City Council approve the programme as submitted in the estimated amount of $5 500 000 with the understanding that the net cost to the City after the Roadway Subsidy will not exceed $3 000 000.

(b) That the financing of the $3 000 000 be provided from the 1984 Capital Levy.

9. Section 56 of the First Report of the Transport and Environment Committee makes reference to a Noise Survey Project in an area of the City of Hamilton and requests the Finance Committee to recommend the method of financing the City's share of the cost of conducting this survey in the amount of $27 185.

In this regard, the Finance Committee recommends the City's share of this cost in the amount of $27 185 be added to the 1984 estimates within the Miscellaneous Accounts Division of the

10. That the consulting firm of H. H. Angus & Associates Ltd., be retained by the City to conduct an energy study for City Hall and the City Garage, at an estimated gross cost of $6 000.

Sufficient funds are available in account 0351-0260 to provide for this expenditure.

11. That the grant application from "The Dictionary of Hamilton Biography" in the amount of $10 000 to assist in offsetting costs to publish a book regarding the life of Sir Allan MacNab, be referred to the Bi-centennial Committee, for its consideration.

NOTE: A copy of the grant application is available from the Secretary, Finance Committee.

12. With the adoption of section 2 of the Nineteenth Report of the Finance Committee, City Council at its meeting November 8, 1983, authorized the execution of an agreement respecting the construction of a Cancer Clinic Lodge by the Canadian Cancer Society (Ontario Division), on the grounds of the Henderson Hospital. This agreement contemplates that the City and Hospital will enter into a long term lease with the Ontario Cancer Treatment and Research Foundation, which was to be subject to further Council approval.

It is therefore further recommended that the Mayor and City Clerk be authorized to execute a lease satisfactory to the City Solicitor, between the Corporation of the City of Hamilton, Hamilton Civic Hospitals, The Ontario Cancer Treatment and Research Foundation, and The Canadian Cancer Society (Ontario Division), whereby the City leases the proposed Cancer Clinic Lodge to be situated on the Henderson General Hospital Grounds, to the Foundation at a rental of $1 per annum, for the purpose of an ambulatory cancer patient lodge. The said lease to include the following:

(a) Term of Lease to be from earliest of, completion of building, occupation by Foundation, or January 3, 1986 and terminating June 15, 2005;

(b) the Lessee to have 4 ten-year options to extend this Lease, the last option to expire June 14, 2045;

(c) Hamilton Civic Hospitals will stand in the place of the City respecting the exercise and administration of the Lessor's rights and remedies, except as to assignments, sublets, etc., in which event, the City's consent at its discretion is also required, except the City's consent is not required:

(i) if the Foundation sublets or permits the use of part of the Lodge by the Ontario Division of the Canadian Cancer Society or agencies administering to the needs of cancer patients (with the Hospital's consent), provided the Foundation remains responsible as Lessee, and

(ii) to an assignment of the Lease by the Foundation to The Canadian Cancer Soceity (Ontario Division) if the building ceases to be used as an ambulatory cancer patient lodge, for a hospital use, or a hospital related health care activity, and such use must be consented to by the City and the Hospital, not to be unreasonably withheld.

(d) If the Lease is assigned to the Society as set out in (c) (ii) above, the following will apply:

(i) The Society may sublease for a hospital use or hospital related health care activity, each sublease not to exceed 5 years (or to be terminable within such period), with the consent of the City and Hospital not to be unreasonably withheld as to the sublet and use, except that consent may be unreasonably withheld where the City or Hospital is exercising its option;

(ii) The City or the Hospital has the right to terminate the Lease to the Society by exercise of an option to purchase the interest of the Society at a price equal to the total cost of construction less 2-1/2% per year of the construction cost for each year of occupation under the Lease, and as follows:

a. The Hospital or the City will give 66 months notice and the Society will surrender its lease, free and clear of any subleases, etc., or,

b. The Hospital or the City may give 6 months notice to exercise the option if it agrees to assume any subleases, etc.

(e) As the Hospital acts as the "Lessor", the Hospital agrees with the City that it will be responsible for the proper performance of the Lease and indemnifying the City from all costs, actions, charges, expenses, etc. that may arise.

(f) The Foundation will be responsible for interior repairs, the Hospital to be responsible for exterior repairs. The Hospital to provide utilities at the Lessee's expense.

(g) Alterations by Lessee to the interior of the building to be permitted with consent of Hospital subject to provision of appropriate insurance and bonding. Exterior alterations are not permitted.

(h) The City will provide insurance on the building. The premiums to be paid by the Lessee. The Lessee to provide Liability Insurance and all deductibles.

(i) So far as permitted by the Insurance Policy terms,

(i) if the Lodge is partially destroyed, the Hospital and Foundation will rebuild the Lodge to the extent permitted by the insurance proceeds;

(ii) if the premises are totally destroyed, they shall be rebuilt by Hospital and Lessee unless Hospital and City mutually agree not to rebuild, in which event, insurance proceeds to be paid to Society less site clearance and restoration costs, and less adjustments for repairs, maintenance, improvements, etc., by the parties.

13. That the fee for the senior citizens' bus pass for senior citizens aged 70 years and over be increased from $17.50 per annum to $18.00 per annum, effective as of the date of renewal of these bus passes in 1984.

14. That the City Treasurer be authorized to accept a settlement of $1 200 as payment in full against 1981 business taxes, penalty and/or interest charges levied thereon, in the amount of $2 923.11, for the business known as Leisure Place Inc., operating at 1911 Barton Street East, Hamilton, Ontario.

15. With the adoption of item 1 of the Transit Committee Report 14-83, Regional Council on December 20, 1983 passed a resolution making available to the area municipalities a programme whereby they can offer reduced fares to the unemployed actively seeking employment, at the expense of the area municipality.

In this regard, the Finance Committee respectfully recomends:

(a) Implementation of this programme in the City of Hamilton, effective February 1, 1984 at an estimated cost of $143 000 for an 11 month period ending December 31, 1984.

(b) That Regional Council be requested to include an amount of $143 000 in its 1984 estimates, to be Area Rated directly to the City of Hamilton, to provide for this benefit.

NOTE: For the information of the Members of City Council, attached as Schedule "A" is a certified copy of item 1 of the Transit Committee Report 14-83, referred to above.

16. That leave be granted to introduce the following bill:

Bill C-2 A by-law to Borrow the Sum of $10 000 000 to Finance Authorized Capital Projects Pending the Sale of Debentures for Projects Authorized as at December 31, 1983.

Respectfully submitted,

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

J. J. Schatz
Secretary
1984 January 26
attchm.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Office of the Clerk
119 King Street West, 15th floor
Hamilton, Ontario

526-4140

Schedule "A", as referred to in item 15 of the Second Report of the Finance Committee.

Refer to File No
Attention of
Your File No.

1. WHEREAS Council referred back Item 4 of Transit Committee Report 13-83 which reads as follows:

"4. THAT the regular Student/Sr./Group "A" ticket be made available to the needy unemployed actively seeking a job; and

That administration of the program be delegated to the Hamilton and District Labour Council Help Centre for the Unemployed; and

That the program run from January 3, 1984 to March 15, 1984 and reviewed prior to the termination date; and

That no more than twenty-four (24) tickets a week be made available; and

That the recipient must be unemployed (receiving Unemployment Insurance, Welfare, Mother's Allowance, or other form of Government assistance or other verification satisfactory to the Director of the Labour/Community Services of the Help Centre) and currently registered with the Canada Employment Centre as seeking employment."

IT IS THEREFORE RECOMMENDED that the Region make available to the area municipalities a programme whereby they can offer reduced fares as follows to the unemployed actively seeking employment, at the expense of the area municipality:

a) THAT an identification card authorizing the use of Class "A" bus tickets or monthly non-transferable pass be issued on a monthly basis to the unemployed.

b) THAT each municipal office sponsoring this programme be authorized to distribute unemployed identification cards.

c) THAT the unemployed identification cards be numbered and be distributed as necessary.

d) THAT the Hamilton Street Railway Company be responsible for the monthly distribution of the unemployed identification cards to the authorized outlets.

e) THAT applicants for the Class "B" fare privilege be required to sign an affidavit or application which would include place of residence, monthly verifyng that they are unemployed and actively seeking employment, and produce a current U.I.C. or Social Service benefit stub and current U.I.C. job registration card.

f) THAT the unemployed be required to display their current unemployed identification card authorizing them to use the Class "A" tickets or monthly pass when boarding the bus.

g) THAT the programme run for a full three months trial period commencing February 1, 1984 and be reviewed prior to the termination date, with the intent of continuing the programme.

I hereby certify the foregoing to be a true copy of Item 1 of TRANSIT COMMITTEE Report 14-83 which was approved by Regional Council on December 20, 1983.

Dated at Hamilton,
this 28th day of December, 1983.

Bernice M. Finley
Acting Clerk

D

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. That approval be given to **Zoning Application 83-63, Canadian Corps Association,** owners, to establish a change in zoning for property located at No.199 Wilson Street, as shown on the attached plan marked as APPENDIX "A" on the following basis:

   (a) that the subject lands be rezoned from "L-mr-2" (Planned Development - Multiple Residential) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;

   (b) that the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions as contained in Section 11 of Zoning By-law No.6593, be modified as follows:

      (i) that notwithstanding the provisions of Subsections (2), (3), (5) and (6) of Section 11 of Zoning By-law No.6593, the existing building and expansion thereof shall be permitted subject to the following provisions:-

         - no side yard shall be required along the easterly lot line
         - a minimum rear yard of 1.29 m (4.25') shall be provided
         - the building height shall not exceed two storeys.

   (c) that no on-site parking and loading spaces are required for the private club use;

   (d) that the amending By-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-853, and that the subject land on Zoning District Map E-4 be notated S-853;

   (e) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-4; and

   (f) that the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   That Council adoption of the By-law be withheld until such time as the applicant enters into encroachment agreements with:

      (i) the Hamilton-Wentworth Region for that portion of the concrete steps which encroaches onto the Wilson Street road allowance; and

(ii) the City of Hamilton for that portion of the building which encroaches onto the Cathcart Street road allowance.

Explanatory Note - The purpose of the By-law is to provide for a change in zoning from "L-mr-2" (Planned Development - Multiple Residential) District, to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District modified, for property located at No.199 Wilson Street as shown on Zoning District Map E-4. The effect of the By-law is to:

(A) establish the appropriate zoning to reflect the existing use of the property as a private club;

(B) permit the construction of an addition to the east side of the existing building for recreational facilities, thereby squaring off the building;

(C) provide the necessary variances to exempt the property from the requirements of landscaping area, parking and loading spaces, side and rear yards, floor area ratio, and restrict the existing building and proposed addition to a maximum height of two storeys.

2. (1) That approval be given to the easterly portion only of **Zoning Application 83-62, Dover Construction Ltd.**, owner, to establish a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District for lands located on the west side of Leggett Crescent and south of Limeridge Road East, as shown on the attached plan marked as APPENDIX "B" on the following basis:

(a) That the subject lands be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District ;

(b) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Maps E-38A and E-38B;

(c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

(d) That the Lawfield Neighbourhood Plan be amended accordingly.

(2) That approval of the subject Zoning By-law be withheld until such time as the following conditions have been satisfied:

(i) That the applicant convey to the Region of Hamilton-Wentworth a 3.05 m wide strip of land on the south side of Limeridge Road East across the frontage of the subject property;

(ii) That the applicant acquire the 1.22 m wide reserve along the west side of Leggett Crescent from the City of Hamilton.

Explanatory Note -The By-law will provide for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District to permit single-family development on the lands fronting onto the west side of Leggett Crescent, south of Limeridge Road East.

(3) That the remaining westerly portion of the subject land which forms part of this application and shown on the attached plan marked as APPENDIX "B" be denied for the following reason:-

(A) The proposal would generate traffic safety and convenience problems in close proximity to a major intersection (Upper Sherman Avenue and Limeridge Road East).

3. (a) That approval be given to **Application SA-78-07, DiCenzo Construction Company Limited**, owner, to establish a draft plan of subdivision located at the west side of Kimberly Drive, subject to the following conditions:

(i) That this approval apply to the plan prepared by A. J. Clarke & Associates dated September 30, 1983, revised by the deletion of Lot 14 which becomes part of Block 15, renumbered from 16.

(ii) That Block 16, the 3.05 m road widening, be dedicated as public highway.

(iii) That the surveyor provide the City of Hamilton with a certified list showing the net area and width of each lot and the net area of each block on the final plan.

(iv) That the owner make a cash payment in lieu of the conveyance of 5% for park purposes, which payment shall be reduced by the value of the lands located between the proposed Lots 13 and 14.

(v) That Block 15 be used only for open space purposes.

(vi) That the owner install sanitary and storm sewers at his cost to service Lots 11 to 14.

(vii) That the owner agree in writing to satisfy the requirements, financial and otherwise, of the City of Hamilton.

(b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-78-07), DiCenzo Construction Company Limited, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by the City Council.

(c) That it be recommended to the Parks and Recreational Committee that it support the acceptance of Block 15 for open space purposes, should the owner wish to convey Block 15 to the City of Hamilton.

4. That the draft approvals for Rexford Heights Phase 2 (Regional File No.25T-77033), Rexford Gardens Phase 2 (Regional File No.25T-77034), Eleanor Gardens Phase 5 (Regional File No.25T-79028) and Quincy Court (Regional File No.25T-78023), be recommended to the Region for one year extensions.

5. (a) That Gilbert and Gilkson Neighbourhood Plans be amended to change the "Utilities" designation on the sewer right-of-way between Caroga Court and

Cranbrook Drive to "Walkway" designation as shown on the plan attached as APPENDIX "C".

(b) That a note be added to the Gilbert and Gilkson Neighbourhood Plans that the walkway is temporary and will cease when the land is required for roadway purposes, and that the feasibility of an overpass or an underpass be investigated at that time.

(c) That the design of the walkway maximize safety and the fence be provided in accordance with the schematic diagram shown on APPENDIX "D" attached.

Explanatory Note - A neighbourhood plan change is required to recognize the existing pathway as a walkway in the Gilbert and Gilkson Neighbourhoods. The walkway would cease when the land is required for road purposes. Design guidelines for the walkway are recommended to reduce the likelihood of crime.

6. That the property located at 201-203 Cannon Street East be exempted from Setback By-laws 75-61 and 75-175; and

That the City Solicitor be directed to prepare a by-law to exempt the property at 201-203 Cannon Street East from By-laws 75-61 and 75-175.

Explanatory Note - Setback By-laws 75-61 and 75-175 prohibit the extension or construction of buildings on various arterial roads in the Central Area of the City, including Cannon Street. Accordingly, to allow a ground sign to be erected at 201-203 Cannon Street East, which has an area of 3.34 square metres (36 square feet) with a minimum clearance of 3.45 metres (11 feet 4 inches) from grade, an exemption from these By-laws is required.

7. That City Council endorse the Central Area Plan Implementation Strategy as a major project in the Planning and Development Department's 1984 work program, and

That a Central Area Plan Implementation Committee be formed to oversee and direct the Central Area Plan Implementation Strategy.

Explanatory Note - Because of the magnitude, importance and range of activities underway and planned in the Central Area, a system is required to determine priorities, assess impacts, and provide strategies. The overall objective is to implement the policies of the Central Area Plan. A Committee of special interests will assist staff in the implementation process.

8. With respect to the Energy Efficient Family Housing Development - former Ryerson School Site Project -

(a) That the following dates stated in the Contract of Purchase and Sale between the Corporation of the City of Hamilton and Miraletto Holdings Limited be amended accordingly:

- issuance of Building Permit (Schedule "C", Item 1): from January 19, 1984 to March 20, 1984

- submission of Performance Bond (Schedule "B", Item 3): March 30, 1984 to April 20, 1984

- o closing of Agreement of Purchase and Sale (Item 7): from April 30, 1984 to May 21, 1984

- o if construction is phased, 50% of construction will be completed (Schedule "B", Item 1b): from November 30, 1985 to January 2, 1986

- o that 100% of construction will be completed (Schedule "B", Item 1c): from April 30, 1987 to June 1, 1987.

All other items of said Contract of Purchase and Sale shall be performed in accordance with the terms thereof. The above contract amendments are subject to Committee approval of the matters referred to in Item (b) below:

(b) That the date of closing, stated in the Option to Purchase from the Board of Education for the City of Hamilton, be extended from April 30, 1984 to May 31, 1984 and that the City Solicitor be directed to apply to the Board of Education for the City of Hamilton for approval of this change.

All other items of said Option to Purchase shall be performed in accordance with the terms thereof, and

(c) All deadlines to be co-ordinated with the City Solicitor and Developer for compliance.

Explanatory Note - In a letter received December 20, 1983 from Weisz and Associates, lawyers for the developer (Miraletto Holdings, Limited) a request to extend the time limit from January 19, 1984 to March 20, 1984 for obtaining a Building Permit has been made, in view of the time taken by the O.M.B. Hearing.

9. That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No.83-113 dated April 12, 1983, relating to property located at 13-15 Bold Street, which was prepared to proceed with alterations to the guards on the landing to close the openings, pursuant to The Building Code Act, R.S.O. 1980, Chapter 51, and Regulation 87, R.S.O. 1980 as amended, Subsection 9.8.8.

Explanatory Note - The Order to Comply, dated March 2, 1983, has now been finalized, in that the owner has installed the guards on the landing in accordance with the Building Code.

10. That the Building Commissioner be authorized to issue Demolition Permits for the demolition of residential buildings as outlined below for which application has been processed through the Building Department and the Planning and Development Committee:-

471 Burlington Street East
30 Wentworth Street North
58 Forsyth Avenue North
531 Upper Wellington Street
533 Upper Wellington Street
539 Upper Wellington Street

11. (a) That a grant and repayable loan in the amount of $3,520.00 be approved for Mr. and Mrs. J. Browne, 180 Julian Avenue North, for the adaptation of their

home for Mr. Browne's handicap, and that subject to approval the loan be registered on Title, indicating that a forgiveable grant in the amount of $1,760.00 be earned over a three year period and the balance of $1,760.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%. Mr. Browne suffers from Organic Brain Symdrome and Spastic Diplegia.

(b) That a grant and repayable loan in the amount of $3,355.00 be approved for Mr. and Mrs. L. Senft, 359 East 14th Street, for the adaptation of their home for Mrs. Senft's handicap, and that subject to approval, the loan be registered on Title, indicating that a forgiveable grant in the amount of $1,678.00 be earned over a period of three years and the balance of $1,677.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%. Mrs. Senft suffers from crippling rheumatoid arthritis.

12. That the following list of applicants be submitted to City Council for approval authorizing the Department of Community Development to process grants and/or loans in an amount not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under The Property Standards By-law No. 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.) Or, pursuant to By-law No. 78-113 for the Hamilton Rehabilitation Programme (H.A.R.P.).

That the officials of the Corporation involved in these Programmes be authorized to take all action that is necessary to process these loan applications and that the Mayor and City Clerk be authorized to execute on behalf of the City any documents required in connection with the Ontario Home Renewal Programme and the Hamilton Rehabilitation Programme.

Ontario Home Renewal Programme

G. Moniz	125 Market Street
C. Snelling	64 Glenmount Avenue
W. Drahusz	107 Case Street

Hamilton Rehabilitation Programme

S. Willis	499 Kenilworth Avenue North

13. That the Corporation of the City of Hamilton accept the sum of $46,335.86 as cash payment in lieu of 5% dedication in connection with "Almas Gardens - Phase 4" final plan of subdivision.

Explanatory Note - These lands are located east of Upper Horning Road and south of the proposed Mountain Freeway in the Gurnett Neighbourhood, Hamilton.

14. That leave be granted to introduce the following Bills:-

(a) Bill D-15 - By-law to Repeal By-laws 83-186 and 83-267 respecting land located at Municipal Nos. 15 and 17 Gerrard Street

(b) Bill D-16 - By-law to Adopt Official Plan Amendment No.13 respecting land located on the north side of Limeridge Road East and west of Upper Wellington Street

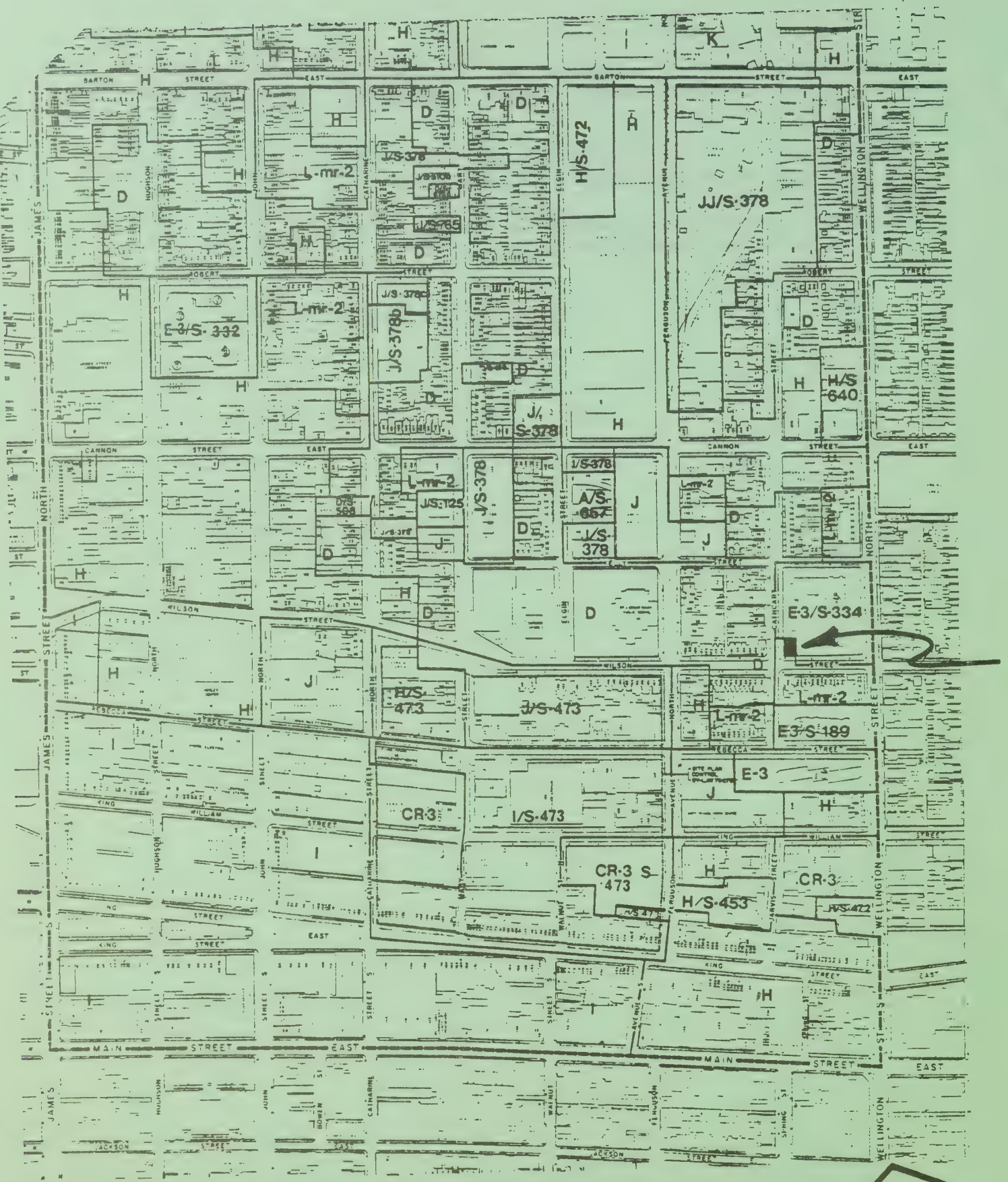
(c) Bill D-17 - By-law to Amend Zoning By-law No.83-225 respecting land located at Municipal No. 374 Mohawk Road East

(d) Bill D-18 - By-law to Repeal By-law No.83-138 respecting land located at Municipal No.65 Beach Road

Respectfully recommended

JDT:bg
1984 January 11

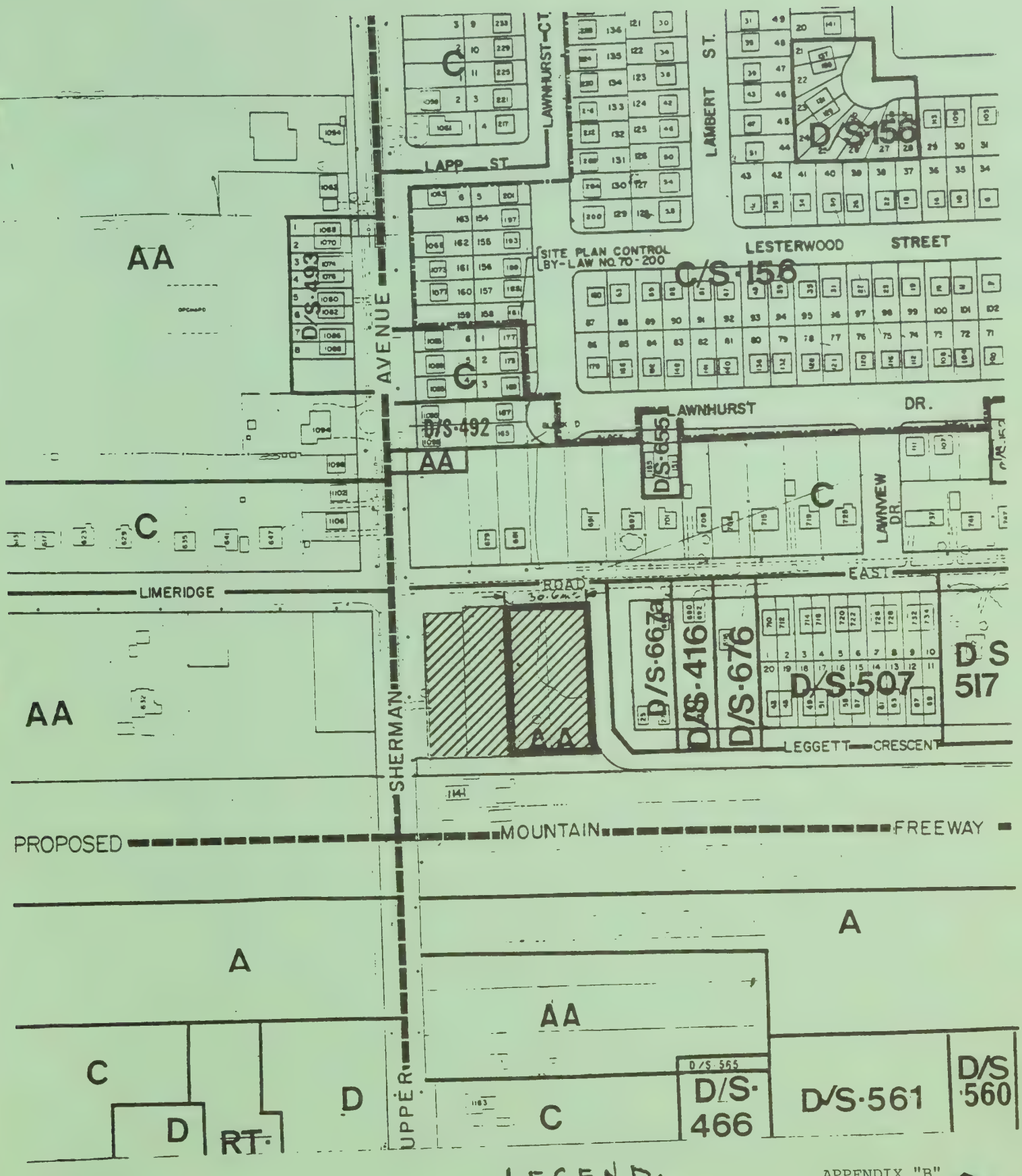
Alderman W. M. McCulloch
Chairman



SITE OF THE APPLICATION.

APPENDIX "A"

2163-63
APPENDIX "A"



APPENDIX "B"

APPENDIX "B"

LEGEND.

SITE OF THE APPLICATION.

LANDS TO BE RE-ZONED FROM "AA" TO "R-4".

Z183-62



IS A GUIDE PLAN ONLY AND IS SUBJECT TO CHANGE. DETAILS CONTACT THE LOCAL PLANNING DIVISION OF REGIONAL MUNICIPALITY OF HAMILTON - WENTWORTH.

PROPOSED WALKWAY LOCATION

LAND USE

RESIDENTIAL
- single & double
- attached housing
- low density apts.

COMMERCIAL

CIVIC & INSTITUTIONAL

PARK & RECREATIONAL

UTILITIES

Neighbourhood Boundary
Zoning Boundary
Staging of Development Boundary

Approvals
Planning Bd. OCT 3, 1968 Council MAY 24, 1969
Revisions

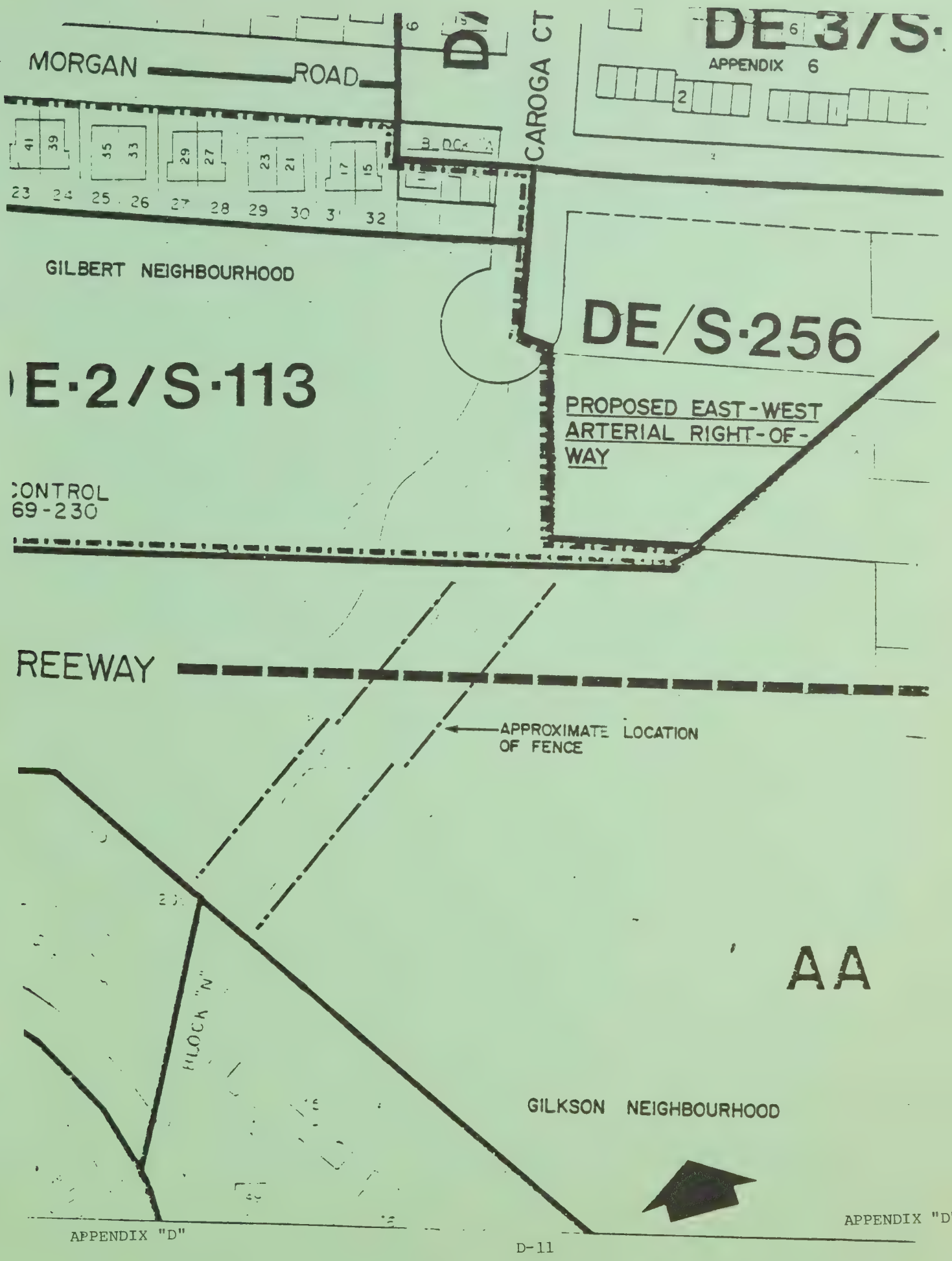
CITY OF HAMILTON
PLANNING DEPARTMENT

MAP 1 GILKSON
APPROVED PLAN

NORTH

SCALE IN FEET 0 50 100 200

50


MORGAN ROAD
CAROGA CT
APPENDIX 6
GILBERT NEIGHBOURHOOD
DE/S·256
PROPOSED EAST-WEST ARTERIAL RIGHT-OF-WAY
REEWAY
APPROXIMATE LOCATION OF FENCE
AA
BLOCK "N"
GILKSON NEIGHBOURHOOD
APPENDIX "D"
APPENDIX "D"

E

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. That City Council endorse the following Constitution of ADD ("Against Drunk Driving") Organization, **and** that the Provincial and Federal Governments be petitioned to make the penalties relative to impaired driving much more in keeping with the nature of the crime, and further, that the Mayor declare the week of December 11-17, 1984, as "Against-Drunk Driving" week in the City of Hamilton.

"Against Drunk Driving" Constitution

(A) To reduce death and injury on the roads caused by drunk driving.

(B) To establish programmes to effectively reform the drunk driving problem.

(C) To set up area chapters of "Against Drunk Driving" Nationwide.

(D) That "Against Drunk Driving" be an organization of victims, survivors and concerned citizens.

(E) To provide counselling for the victim or survivor.

(F) To provide counselling for the victim's family.

(G) To provide counselling for the drunk driver.

(H) That the objectives and future objectives of "Against Drunk Driving" are to provide educational programmes, Civic Affairs Awareness programmes, to aid Church and community groups in establishing Task Forces and Assistance Programmes for the victims and their families.

2. That the following tax adjustments as recommended by the Tax Review Committee at its meeting held January 11, 1984, be approved:-

APPEAL	AMOUNT			
Schedule 'A' Compassionate	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Jan. 11, 1984	(4) Total Year-to-date
	$9,697.29	**$37,747.51**	**$700.00**	**$38,447.51**
Schedule 'B' Business	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Jan. 11, 1984	(4) Total Year-to-date
	$1,212,588.19	**$1,010,482.12**	**$70,095.12**	**$1,080,577.24**
Schedule 'C' Realty	(1) Prior Year 1982	(2) Year-to-date 1983	(3) Tax Review Committee Jan. 11, 1984	(4) Total Year-to-date
	$286,731.17	**$289,954.88**	**$40,712.36**	**$330,667.24**

3. That leave be granted to introduce the following Bills:-

   (a) Bill E-4 - By-law to confirm proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully recommended,

January 24, 1984
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its **FIRST** Report for 1984 and respectfully recommends:

1. Approval of the amended 1983/1984 Rates of Pay for the Labourers' International Union of North America, Local 837, as set out in Schedules "A", "B", "C", and "D" attached hereto.

2. Approval of the following Safety Policy for employees of The Corporation of the City of Hamilton:-

CITY OF HAMILTON SAFETY POLICY

The Corporation of the City of Hamilton recognizes that the health and safety of employees is of primary importance in all municipal operations and is everyone's responsibility.

1. OBJECTIVES

   (A) Develop a comprehensive Safety Program for the City of Hamilton, which shall consist of:

      (i) Ensuring that all Workers and Supervisors are aware of the procedures and responsibilities for the administration, co-ordination and implementation of an effective safety program

         (a) Including:

            (1) correct utilization of safety equipment

            (2) proper job instruction

            (3) proper equipment and vehicle operation instruction

            (4) frequent review of safe working practices

            (5) competent supervision.

(b) Using:

(1) City of Hamilton Safe Working Practices Manual

(2) City of Hamilton Safety Policies and Procedures relative to worker safety

(3) Departmental Safety Policies and Procedures relative to worker safety

(4) any new Safety Policies and Procedures as may be developed from time to time

(5) any Health and Safety Legislation as may be passed from time to time.

2. RESPONSIBILITIES

(A) City Council

(i) Adoption and amendments to Policy.

(B) Chief Administrative Officer

(i) Ensure proper implementation and maintenance of Policy.

(C) Safety Officer

(i) Develop and promote accident prevention and loss control methods and City of Hamilton Safety Policies and Procedures.

(ii) Perform regular studies of existing departmental safety practices in consultation with applicable Department Head, recommending changes as required, and bring same into conformity with the City of Hamilton Safety Policies and Procedures.

(iii) Co-ordinate committees, as required, to assist in development of City of Hamilton Safety Policies and Procedures and investigate complaints as required.

(iv) Develop safety conscious employees by keeping them informed of safe working practices through bulletins, group meetings and training sessions.

(v) Measure and evaluate effectiveness of the City of Hamilton Safety Policies and Procedures.

(vi) Inform Departments and City Council of accident and loss control data by City as a whole, and by individual Departments.

(vii) Review, recommend and/or act on reported or suspected cases of violation of the Occupational Health and Safety Act or any other applicable legislation, and advise Department Head immediately.

(viii) Investigate reports of existing practices and conditions which have caused or have potential to create a hazard to the safety and/or health of the employee, property damage or hazard to the public and make recommendations for their correction.

(ix) Investigate accident reports, reports of industrial disease, violations of the City of Hamilton Safety Policies and Procedures or the Occupational Health and Safety Act or any other applicable legislation, and make recommendations.

(x) Receive and evaluate suggestions received from City employees relative to development of safe working conditions and/or procedures, and where appropriate incorporate them into the City of Hamilton Safety Policies and Procedures.

(xi) Monitor changes in legislation notifying those concerned and incorporating same into the City of Hamilton Safety Policies and Procedures.

(xii) Monitor all services, equipment supply, and works, and the methods and procedures used in providing such, to ensure compliance with Health and Safety Legislation, and City of Hamilton Safety Policies and Procedures without reducing the responsibility of the contractor or supplier to comply with safe working practices and procedures.

(D) Department Head

(i) Ensure that workers under his/her supervision comply with the requirements of the City of Hamilton Safety Policies and Procedures, considering

(a) safety of buildings, and physical working conditions

(b) utilization and maintenance of safe equipment, tools, and other devices

(c) procedures and practices of job performance

(d) proper and effective supervision of employees

(e) on-the-job training programs in consultation with Safety Officer.

(f) Assist and co-operate with the Safety Officer in carrying out his duties as outlined above or any that may be required from time to time in complying with the City of Hamilton Safety Policies and Procedures.

REFERRED TO IN SECTION 1 OF THE FIRST REPORT OF THE PERSONNEL COMMITTEE.

SCHEDULE " A "

The rates of wages and classification for employees engaged in sewer and watermain, road building, paving and parking lot construction and all work incidental thereto, covered by this Agreement during the regular day shift shall be the following:

CLASSIFICATIONS	January 1, 1983	January 1, 1984
Labourers, including Wire Mesh and Pump Man 3" Disc & Under	$12.15	13.00
Skilled Labourers including but not limited to concrete Screedmen, Puddlers, and Floatmen Etc..	$12.30	$13.15
Concrete Mixer Under 1 Cubic Yard	$12.30	$13.15
Dinky Motor Man	$12.30	$13.15
Scootcrete Driver	$12.13	$13.15
Powderman	$13.15	$14.00
Crawler Type Drillman	$13.15	$14.00
Rodman Reinforcing Installers	$12.65	$13.50
Asphalt Rakers (Also to receive One (1) pair of boots free of charge.	$12.65	$13.50
Catch Basin Constructors	$12.65	$13.50
Pipelayers (All Types & Materials)	$12.65	$13.50
Form Setters	$12.65	$13.50
Man Hole Valve Chamber constructors	$12.75	$13.60
Concrete Finishers, Curb Setters, Gutter Brick Setters	$12.65	$13.50
Working Foremen	$13.40	$14.25
Watchmen Six Shifts per week, Ten (10) hours per shifts	$420.00 Pr.Week	$470.00 Pr. Week
Flagmen	$ 9.70	10.55

WELFARE FUND	$1.10 (One Dollar and Ten Cents) per hour over the above rates
Commencing Jan 1, 1984	$1.30 (One Dollar and Thirty Cents) per hour over the above rates
TRAINING FUND	15¢ (Fifteen Cents) per hour over the above rates
Commencing Jan 1, 1984	20¢ (Twenty Cents) per hour over the above rates
PENSION FUND	60¢ (Sixty Cents) per hour over the above rates

REFERRED TO IN SECTION 1 OF THE FIRST REPORT OF THE PERSONNEL COMMITTEE.

SCHEDULE "B"

The rates of Wages and classifications for employees engaged in bridge building, retaining walls and heavy engineering construction, covered by this Agreement during the regular day shift work hours, shall be the following:

CLASSIFICATIONS	January 1, 1983	January 1, 1984
Labourers, Including Carpenters Helpers, Form Strippers (All Types)	$12.45	$13.30
Scaffold Erectors (All Types), and Dismantlers	$12.45	$13.30
Fence Erectors (Chain Link, Guard Rail Etc)	$12.45	$13.30
Pumpman 3" Disc and under	$12.45	13.30
Skilled Labourers, Incl But not limited to Concrete Smoothers, Patchers, Puddlers and Floatmen.	$12.60	$13.45
Operators of all machine driven tools by gas, electricity and air in open cut work	$12.60	$13.45
Powderman	$13.45	$14.30
Crowler Type Driller	$13.45	14.30
Crane Signalman	$12.60	13.45
Sheeting & Shoring and Timberman	$12.60	$13.45
Form Setters	$13.35	$14.20
Rodman	$12.95	$13.80
Concrete Finishers	$13.15	$14.00
Pilling Driving (All Types and All Operations Related Thereto)	$12.80	$13.65
Working Foremen	$13.70	$14.55
Watchmen Shifts per Week, (Ten) 10 hours per shift	$420.00 per Week	$470.00 Pr.Week
Flagmen	$ 9.50	$10.35

An Employee working as a labourer under A, B, or C Schedule who is required to do casual watching or work as a flagman on a casual or intermittent basis will not have his rate reduced thereby.

WELFARE FUND $1.10 (One Dollar and Ten Cents) Per hour over the above rates

Commencing Jan 1, 1984
$1.30 (One Dollar and Thirty Cents) per hour over the above rates

TRAINING FUND 15¢ (Fifteen Cents) per hour over the above rates

Commencing Jan 1, 1984

20¢ (Twenty Cents) per hour over the above rates

PENSION 60¢ (Sixty Cents) per hour over the above rates

REFERRED TO IN SECTION 1 OF THE FIRST REPORT OF THE PERSONNEL COMMITTEE.

SCHEDULE "C "

The rates of Wages and classifications for employees engaged in mining and tunnelling operations, covered by this Agreement during the regular day shift work hours, shall be the following:

CLASSIFICATIONS	January 1, 1983	January 1,1984
Labourers	$12.15	$13.00
Underground Labourers	$12.45	$13.30
Reinforced Concrete Workers	$12.45	$13.30
Smoothers, Puddlers, Screedman, Floatmen & Form Setters, Pipelayers (All Types and Materials)	$12.45	$13.30
Concrete Leader	$12.70	$13.55
Concrete Mixer Man (1 Cubic Yard & Under)	$12.45	$13.30
Pumpman (3" Disc & Under)	$12.15	$13.00
Scootcrete, Farmtractor & Locomotive Drivers	$12.45	$13.30
Pit Bottom Man, Deck Man & Signal Man	$12.15	$13.00
Pile Driving all types & All Operations related thereto	$12.80	$13.65
Muckers and Miners Helpers	$12.45	$13.30
Miners, Drillers, Mucking Machine and Slusher Drivers and Timberman Crawler Type Drill man	$12.95	$13.80
Conveyor Belt Attendant	$12.45	$13.30
Lead Miner	$13.20	$14.05
Powder Man	$13.25	$14.10
Fence Erectors	$12.15	$13.00
Shield Drivers and Mole Drivers	$13.20	$14.05
Grout Machine Man	$12.95	$13.80
Diamond Driller	$12.95	$13.80
Brill Doctor and Steel Sharpener	$12.95	$13.80
Welder	$12.95	$13.80
Cage Tender	$12.45	$13.30
Scooptran Driver	$12.45	$13.30
Trackman	$12.45	$13.30
Pressweld and Concrete Pumpman	$12.45	$13.30
Working Foreman	$12.75	$13.60
Watchman and Dryman	$11.35	12.20

WELFARE FUND	$1.10 (One Dollar and Ten Cents) per hour over the above rates
Commencing Jan 1, 1984	$1.30 (One Dollar and Thirty Cents) per hour over the above rates
TRAINING FUND	15¢ (Fifteen Cents) per hour over the above rates
Commencing Jan 1, 1984	20¢ (Twenty Cents) per hour over the above rates
PENSION FUND	60¢ (Sixty Cents) per hour over the above rates

REFERRED TO IN SECTION 1 OF THE FIRST REPORT OF THE PERSONNEL COMMITTEE.

SCHEDULE "D"

PREMIUM RATES IN COMPRESSED AIR

The following Sliding scale of premium rates shall apply to workers in compressed air. These rates are non-cumulative.

AIR PRESSURE	PREMIUM PER SHIFT
1 to 14 lbs.	$7.00
15 to 20 lbs.	$9.00

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

REFERRED TO IN SECTION 6 OF THE FIRST REPORT OF THE PERSONNEL COMMITTEE.

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. David Beattie	Payments Clerk III	Treasury	Employee's request (Letter of Dec. 14/83)	A-6	$381.69 per week	Dec. 5/83
Mrs. Donna Bennett	Housing Loans Clerk	Community Development	Replacement for Mrs. Hazel Milsome - promoted	E-5	$328.07 per week	Dec. 5/83
Miss Mary Bow	Typist Clerk II	Treasury	Returned to former position	E-2	$294.91 per week	Jan. 2/84
Miss Agapi Damianopoulos	Stenographer III	Public Works	Replacement for Mrs. Joy Goddard - promoted	E-3	$302.47 per week	Nov. 28/83
Miss Crystabelle Fobler	Typist Clerk II	Public Works	Replacement for Miss A. Damianopoulos - promoted	E-2	$273.74 per week	Oct. 11/83
Mr. Robert Kerr	District Chief	Fire	Replacement for Mr. Earl Pearson - promoted	C-11	$39,777.61 per annum	Dec. 4/83
Mrs. Joanne Maki	Stenographer IV	Community Development	Replacement for Mrs. Donna Bennett - promoted	E-2	$284.69 per week	Dec. 12/83
Mrs. Michelle Opriou	Draftsman III	Building	Returning to former position	A-3	$361.17 per week	Nov. 21/83
Mr. Walter Romachyk	Lieutenant	Fire	Returning to former position	C-7	$33,831.56 per annum	Jan. 1/84
Mrs. Barbara Thompson	Stenographer III	Building	Returning to former position	E-3	$302.47 per week	Jan. 2/84

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Lawrence Torresin	Street Sweeper Operator	Public Works	Replacement for Mr. George Nikolica - promoted	D-9	$9.991 per hour	Nov. 27/83

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THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Gerald Davis	Tax Arrears, Appeals & Local Improvement Officer	Treasury	resigned	2 years & 8 1/2 mo.	Dec. 2/83
Mr. Thomas Dodman	Firefighter I	Fire	resigned	21 years & 8 mo.	Jan. 2/84
Mr. Malcolm Forbes	Street Sweeper Operator	Public Works	retirement	8 years & 1 1/2 mo.	Dec. 30/83
Mr. Giuseppe Garzo	Truck Driver	Public Works	retirement	16 years & 9 mo.	Dec. 30/83
Mr. George Hooker	Assistant Chief Fire Prevention Officer	Fire	retirement	36 years & 6 mo.	Dec. 30/83
Mr. Robert Kirkham	Garbage Truck Driver	Public Works	retirement	16 years & 9 mo.	Dec. 30/83
Miss Marilyn Lawrence	Receptionist/ Secretary	Convention Centre	resigned	5 mo.	Dec. 22/83
Mrs. Dawn Lorenowich	Draftsman III	Traffic	resigned	3 years & 4 mo.	Dec. 27/83
Mr. Webster McFarland	City Treasurer and Commissioner of Finance	Treasury	retirement	46 years & 6 mo.	Dec. 30/83
Mr. Peter Simpson	Assistant to Special Events Co-Ordinator	Hamilton Place	lay off	3 years & 10 mo.	Dec. 30/83
Mr. Kenneth Watson	Lead Hand (Cemetery)	Cemetery Division	retirement	22 years & 8 mo.	Dec. 30/83
Mr. John Whitelaw	Garbageman	Public Works	retirement	25 years & 7 mo.	Nov. 18/83

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Steven Begley	Monitor (temp./part-time)	Culture & Recreation	seasonal staff	K-1	$4.000 per hour	Dec. 30/83
Mr. Jeffrey Bradley	Red Cross Instructor (temp./part-time)	Culture & Recreation	Replacement for Miss Lisa DaSilva - resigned	K-3	$4.500	Nov. 21/83
Mrs. Emily Cain	Research/Goordinating Officer (temporary)	City Architect's	Was on contract basis; must now be City payroll	CW-4	$483.00 per week	Jan. 3/84
Mr. Kevin Christenson	Administrative Assistant (temporary)	Public Works	Was on contract basis; must now be on City payroll	CW-1	$450.00 per week	Jan. 3/84
Mrs. Cheryl Dembe	Executive Secretary to the Mayor (temporary)	City Clerk's	Replacement for Mrs. Trudy Turner - off sick	112	$23,379.72 per annum	Nov. 15/83
Miss Julie Godber	Program Assistant (temp./part-time)	Culture & Recreation	Returned to former position	R-1	$8.000 per hour	Dec. 12/83
Mr. Glen Johnson	M.B.A. Student (temporary)	Treasury	Replacement for Mr. Ian Watson - resigned	MBA	$353.61 per week	Jan. 3/84
Mrs. Donna Lambourne	Cleaner (temporary)	Property Maintenance Division	Replacement for Mr. G. Piatek - off sick	C-1	$6.880 per hour	Dec. 12/83
Mr. Webster Mc Farland	Consultant (temporary)	Treasury	Additional staff	RT	$30.000 per hour	Jan. 2/84
Ms. Annette Marchand	Labourer (temporary)	Parking Authority	Replacement for Mr. N. Bodnar - off sick	B-2	$317.66 per week	Dec 12/83

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Helen Malham	Licence Clerk (temporary)	City Clerk's	Replacement for Mrs. K. Stasiuk - off sick	E-4	$320.36 per week	/83
Mr. Joseph Potoma	Project Worker (temporary)	City Architect's	Government Program	CW-8	$122.50 per week	Dec. 7/83
Mrs. Rosemary Warne	Secretary A. (temporary)	City Clerk's	Replacement for Mrs. C. Dembe - temp. promoted	III	$20,180.16 per annum	Nov. 15/83
Ms. Juliet Flaczynski	Historical Interpreter (temp./part-time)	Culture & Recreation	Replacement for Ms. Joan Rataic - resigned	DC-3	$5.100 per hour	Nov. 25/83
Ms. Lauretta Yates	Historical Interpreter (temp./part-time)	Culture & Recreation	Replacement for Ms. Ausra Pleinys - resigned	DC-3	$5.100 per hour	Nov. 25/83
Mr. Glen Burns	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Dec. 30/83
Ms. Lynn Clee	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Dec. 26/83
Mr. Mark Cummings	Cashier (temp./part-time)	Parking Authority	Hired as required	V-1	$4.200 per hour	Dec. 8/83
Mr. Donald Greville	Cashier (temp./part-time)	Culture & Recreation	Seasonal staff	R-7	$4.250 per hour	Dec. 26/83
Mr. John Maras	Cashier (temp./part-time)	Parking Authority	Hired as Required	V-1	$3.750 per hour	Dec. 13/83

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Ms. Kathryn Grant	Checker (temp./part-time)	Culture & Recreation	Replacement for Miss Susan Vinall - resigned	K-1	$4.000 per hour	Nov. 28/83
Ms. Rosa Sostarec	Checker (temp./part-time)	Culture & Recreation	Replacement for Miss Colleen Lepoidevin - resigned	K-1	$4.000 per hour	/83
Mr. Ralph Tischler	Checker (temp./part-time)	Culture & Recreation	Seasonal Staff	K-1	$4.000 per hour	Sept. 21/83
Mr. Raymond Vella	Licence Inspector II (temporary)	City Clerk's	Replacement for Mrs. Patricia Bush - off sick	A-7	$396.96 per week	Jan. 9/84

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Ms. Linda Colley	Program Assistant (temp./part-time)	Culture & Recreation	lay off	1 mo.	Dec. 9/83
Miss Lisa DaSilva	Red Cross Instructor (temp./part-time)	Culture & Recreation	resigned	2 years & 1 1/2 mo.	Nov. 15/83
Mr. Albert Klingbell	Monitor (temp./part-time)	Culture & Recreation	lay off	1 year & 8 1/2 mo.	Dec. 3/83
Miss Carol Jewitt	General Assistant (temp./part-time)	Dundurn Castle Division	resigned	did not work	Dec. 7/83
Mrs. Flor Mabini	Co-ed Research Employee (temporary)	Public Works	lay off	4 1/2 mo.	Dec. 9/83
Miss Christine Potoma	Cashier (temp./part-time)	Culture & Recreation	terminated	2 mo.	Dec. 29/83
Mr. Ian Watson	MBA Student (temporary)	Treasury	resigned	4 mo.	Dec. 30/83
Mr. Darin Bryce	Checker (temp./part-time)	Culture & Recreation	lay off	3 mo.	Jan. 1/84
Mr. Jeff May	Checker (temp./part-time)	Culture & Recreation	lay off	3 mo.	Jan. 1/84
Ms. Sonja Peranich	Checker (temp./part-time)	Culture & Recreation	lay off	3 mo.	Sept. 4/83
Miss Susan Vinall	Checker (temp./part-time)	Culture & Recreation	resigned	1 1/2 mo.	Nov. 12/83
Mr. Donald Bradfield	Caretaker (temporary)	Property Mtce. Division	lay off	6 1/2 mo.	Dec. 2/83

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Tim Earl	Caretaker (temporary)	Property Mtce. Division	lay off	6 1/2 mo.	Dec. 2/83
Mr. George Carson	Journeyman Painter (temporary)	Property Mtce. Division	lay off	3 mo.	Dec. 30/83
Mr. Josef Karabogdan	Journeyman Painter (temporary)	Property Mtce. Division	lay off	2 mo.	Dec. 30/83
Mr. Michele Spadafora	Journeyman Painter (temporary)	Property Mtce. Division	lay off	3 mo.	Dec. 30/83
Mr. Leonard Wheeler	Journeyman Painter (temporary)	Property Mtce. Division	lay off	7 mo.	Dec. 30/83
Mrs. Jocelyne Guillemette	Project Worker (temporary)	Treasury	lay off	10 1/2 mo.	Dec. 16/83
Miss Deborah Herkimer	Project Worker (temporary)	Treasury	lay off	10 1/2 mo.	Dec. 16/83
Mrs. M. Anderson-Herrman	Project Manager (temporary)	Culture & Recreation	lay off	10 mo.	Dec. 23/83
Mrs. Linda Tait	Project Manager (temporary)	Treasury	lay off	10 1/2 mo.	Dec. 16/83

NOTICES OF MOTION

4(a)

Moved by Alderman (Mayor Morrow)

Seconded by Alderman

RESOLVED: (1) that the City Council create an Executive Committee of Council;

(2) that the Mayor be permanent Chairman of the entire meeting of City Council;

(3) that a permanent Vice-Mayor be appointed from among the members of City Council. -

Moved by Alderman Alderman Hinkley

4(b)

Seconded by Alderman

WHEREAS, the members of the Council of the City of Hamilton have received substantial media criticism over the handling of the Gore Park redevelopment plans, and the manner of implementation of the Downtown Action Plan;

AND WHEREAS, some members of Council have made accusations and counter-accusations towards their colleagues, and certain senior staff members;

AND WHEREAS, the citizens of Hamilton have the right to know if their political representatives, and senior civil servants, are exercising their obligations in a responsible and proper manner, free of negligence or dereliction of duty;

AND WHEREAS, the City's Personnel Committee, on January 4, 1984, in a five to four vote, decided not to seek answers to various questions relative to the Downtown Action Plan;

AND WHEREAS, at least one member of City Council publicly attributes the problems associated with Gore Park to the Chairman of the Parks and Recreation Committee;

AND WHEREAS, the media reporting of the various events relating to the problems of Gore Park and the Downtown Action Plan, cannot provide a clear understanding of the issues due to political posturing and lack of answers;

AND WHEREAS, any municipality has the authority, under the powers given in The Municipal Act, to request a Judge of the County or District Court to investigate any matter relating to a supposed malfeasance, breach of trust, or other misconduct on the part of a member of Council, or an officer or a servant of the Corporation, to enquire into or concerning any matter connected with the good government of the Municipality, or the conduct of any part of its public business;

THEREFORE BE IT RESOLVED, that this Council directs the City Clerk, in co-operation and consultation with the City Solicitor, to arrange for a judicial enquiry into all relevant aspects and problems pertaining to the implementation of the Downtown Action Plan, and Gore Park redevelopment, and with specific emphasis in relation to this project on:

(i) the role and responsibility of all members of Council, the Mayor, the Chairman of the Parks and Recreation Committee, the Chairman of the Planning and Development Committee, the Chief Administrative Officer, the City's Architect, and the Director of Community Development, and comment on whether the above, individually and collectively, fulfilled their responsibility in a diligent and responsible manner;

(ii) assess the flow of communication between and among the public, civic staff, the Committees of Council, and Council itself, and comment on its adequacies;

AND FURTHER, that the City Clerk and City Solicitor be given this authority to contact the necessary judicial officials and make the necessary arrangements with all dispatch and diligence, free of political interference;

AND BE IT FINALLY RESOLVED, that, should the findings of the judicial enquiry determine that the problems associated with Gore Park are substantially the fault of the Chairman of the Parks and Recreation Committee, that the Chairman has given his word that he will resign his Chairmanship by resigning from office as Alderman of Ward Three.

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A31

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Bill No. A-1

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by adding thereto the following items, namely:-

"Golden Orchard	Westbound	Gainsborough
East 16th	Southbound	Howe
Quaker Crescent (north leg)	Westbound	Queen Victoria
Quaker Crescent (south leg)	Westbound	Queen Victoria
Loconder	Eastbound	Queen Victoria".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Jackson	North	commencing at a point 199 feet west of Hess and extending to a point 41 feet westerly therefrom".
East 16th	West	Mohawk to a point 45 feet northerly therefrom".

PASSED this day of , A.D. 1984.

City Clerk Mayor

(1984) 1 R.T.E.C. 58, January 31

Bill No. A-2

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Mountain Park	South	Poplar to Summit".

2. Schedule 25A (Parking Time Limits) is hereby amended by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Napier	South	Caroline to 101 feet west".

3. Schedule 25B (Parking Time Limits) is hereby amended:

(a) by adding to Section 4 (One Hour Limit) the following item, namely:-

"Napier	South	Caroline to 101 feet west".

(b) by adding to Section 1 (Three Hour Limit) the following item, namely:-

"Hixon	South	Parkdale to easterly end".

4. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Wark	North	Beach to westerly end
James	West	Freeman Place to 100 feet northerly".

and by adding thereto the following items, namely:-

"Mountain Park	South	Poplar to Summit
Wark	South	Beach to westerly end
Hixon	North	Parkdale to easterly end
James	West	Freeman to James Mountain Road
Lisgar	East	commencing at a point 172 feet south of Summerlea to a point 149 feet southerly therefrom
Strathearne	Both	Burlington to T.H.&B./C.N.R. railway tracks".

5. Schedule 26A (No Parking Areas) is hereby amended by adding to Section C (No Parking 8:30 a.m. to 5:00 p.m.) the following item, namely:-

"Grosvenor	West	commencing at a point 51 feet north of Cannon to a point 58 feet northerly therefrom".

6. Schedule 27A (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

"Strathearne Avenue North Burlington Street East to Northerly End	West	East".

and by adding thereto the following item, namely:-

"Gainsborough Riverdale to Riverdale	North, East and South	South, West and North".

PASSED this day of , A.D. 1984.

City Clerk Mayor

(1984) 1 R.T.E.C. 58, January 31

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.

To Borrow the Sum of $10,000,000.00 to Finance Authorized Capital Projects Pending the Sale of Debentures for Projects Authorized as at December 31, 1983.

WHEREAS it is provided by Section 190 of The Muncipal Act (Chapter 302, R.S.O., 1980) that the Council may borrow monies pending the issue and sale of debentures.

AND WHEREAS application has been made and approval given by the Ontario Municipal Board to the construction of the projects attached to this By-law and marked Schedule "A";

AND WHEREAS it may be necessary to borrow the sum of Ten Million Dollars ($10,000,000.00) which is the amount the Council of The Corporation deems necessary to meet expenditures on the projects as set out in the attached Schedule "A" pending the issue and sale of the debentures to meet the cost of the projects concerned.

THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Mayor and Treasurer be and they are hereby athorized to borrow, as required, by way of promissory notes, sums not to exeed in the aggregate the sum of Ten Million Dollars ($10,000,000.00) to meet expenditures for projects as listed on the attached Schedule "A" pending the issue and sale of the debentures therefor.

2. The Mayor and Treasurer be and they are hereby authorized and directed to sign a promissory note or notes and to affix the seal of The Corporation to each promissory note for such sum or sums as are required and which shall not exceed in the aggregate the sum of Ten Million Dollars ($10,000,000.00). Such notes to bear interest at such rate or rates as may be determined by the Mayor and Treasurer, provided that the rates of interest do not exceed the prime borrowing rate at the time the loan is made.

PASSED this day of A.D. 1984

City Clerk. Mayor.

SCHEDULE "A" TO BY-LAW NO.

To Borrow the Sum of $10,000,000.00 to finance authorized Capital Projects prior to sale of related Debentures as supported by the following authorized, undebentured projects, as at December 31, 1983.

SUMMARY

Municipal General	22,253,000.00
Services	2,528,495.00
	24,781,495.00

City of Hamilton
Treasury

SCHEDULE "A"

Construction By-law Number (1)	O.M.B. Number (2)	Project (3)			Undebentured Remainder of Authorization (4)
		Municipal General			
		Protection to Persons and Property			
		Fire Department			
83-010	E781293	Fire Station - North-East Corner of Barton and Wentworth Streets		610,000	
82-24	E81695	Fire Station - East Mountain - Stone Church Road		730,000	
		Total Protection to Persons and Property			1,340,000
		Environmental Services			
		Department of Public Works			
83-285	E830873	Chedoke Maintenance Depot			618,000
		Recreation and Cultural Services			
		Department of Culture and Recreation			
83-009	E80341	Recreation Centre - Mountain - Sir Allan MacNab Secondary School	1,776,000		
81-339	E81863	Major Renovations - Artificial Ice Rink - Coronation	399,000		
83-180	E830018	Victor K. Copps Trade Centre/Arena	11,517,000		
82-204	E820366	Major Renovations - Lawfield Arena	233,000		
82-95	E820127	Major Renovations - Artificial Ice Rink - Inch	685,000		
		Sub Total Department of Culture and Recreation		14,610,000	
		Parks Division			
	E831132	Ivor Wynne Stadium - Rehabilitation of North/South Stands	625,000		
82-181	E820981	Mohawk Sports Park - Stage 4	550,000		
		Total Parks Division		1,175,000	
		Total Recreation and Cultural Services			15,785,000

City of Hamilton
Treasury

SCHEDULE "A"

Construction By-law Number (1)	O.M.B. Number (2)	Project (3)		Undebentured Remainder of Authorization (4)
		Municipal General - continued		
		Planning and Development		
		Community Development Department		
82-236	E820210	Ontario Neighbourhood Improvement Program - Homeside	500,000	
83-28	E821260	Ontario Neighbourhood Improvement Program - McQueston	250,000	
78-210	E771872	Ontario Neighbourhood Improvement Program - Landsdale	696,000	
83-296	E831051	Ontario Neighbourhood Improvement Program - Normanhurst	250,000	
83-184	E830507	Downtown Action Plan - Gore Park Area	2,814,000	
		Total Planning and Development		4,510,000
		Total Municipal General		22,253,000

J-5

1984 January 09
BLH/ae

City of Hamilton
Treasury

SCHEDULE "A"

MUNICIPAL SERVICES

Construction By-law Number (1)	Ontario Municipal Board Number (2)	Sidewalks, Curbs and Alleyways (3)	Roadways (4)	Amount Authorized Not Debentured (5)
Local Improvements - Completed September 30, 1983				
79-244	E79834		63,847	63,847
81-31	E801494	5,315	34,901	40,216
81-32	E801493		12,340	12,340
81-84	E801575		7,373	7,373
81-162	E81187	80,448	158,473	238,921
81-173	E81348	6,533		6,533
81-209	E81407	2,528		2,528
81-211	E81510	7,865		7,865
81-253	E81584	9,700		9,700
81-311	E81972		37,145	37,145
82-123	E820098	69,400		69,400
82-164	E820538	11,500		11,500
83-175	E830087		70,000	70,000
83-303/ 81-109	E8190	2,537		2,537
		195,826	384,079	579,905
Local Improvements - Not Completed				
79-294	E791070	550		550
80-260/ 80-240	E80857	1,250		1,250
81-209	E81407	2,822	402,290	405,112
82-211	E820956		531,578	531,578
82-212	E820957		171,000	171,000
83-005	E821104	22,000		22,000
83-39	E821381	9,000		9,000
83-57	E821497	42,000		42,000
83-119	E830009	1,600		1,600
83-201	E830237	22,000		22,000
83-282	E830679	49,500	438,000	487,500
83-320	E830964	10,000	245,000	255,000
		160,722	1,787,868	1,948,590
		356,548	2,171,947	2,528,495

Bill No. D- 15

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Repeal:

By-laws Nos. 83-186 and 83-267

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 15 and 17 GERRARD STREET

WHEREAS By-law No. 83-156, passed on the 29th day of June, 1983, authorized the demolition and clearing of buildings, structures, debris or refuse on land at No. 15 Gerrard Street;

AND WHEREAS By-law No. 83-267, passed on the 28th day of September, 1983, authorized the demolition and clearing of buildings, structures, debris or refuse on land at No. 17 Gerrard Street;

AND WHEREAS demolition of the buildings and structures at Nos. 15 and 17 Gerrard Street has been completed and the land cleared;

AND WHEREAS the authority in the said by-laws is no longer necessary.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-laws Nos. 83-186 and 83-267 are repealed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 25 R.P.D.C. 8, January 10

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Adopt:

Official Plan Amendment No. 13

Respecting:

LAND LOCATED ON THE NORTH SIDE OF LIMERIDGE ROAD EAST AND WEST OF UPPER WELLINGTON STREET

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 13 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 25 R.P.D.C. 3, January 10
Marvin Wasserman, Owner
ZA-83-42

AMENDMENT NO. 13 TO THE
CITY OF HAMILTON OFFICIAL PLAN

The following text, together with the attached Schedule "A" hereto, constitute Amendment No. 13.

PURPOSE

To delete a "Residential" designation and substitute a "Commercial" designation for those lands shown on the attached Schedule "A".

LOCATION

The subject lands are located on the north side of Limeridge Road East and west of Upper Wellington Street.

BASIS

This Amendment is intended to:

- provide commercial facilities to the immediate area otherwise not served in accordance with the Official Plan Neighbourhood Shopping Centre policies; and,
- consolidate proposed and existing commercial uses having direct access to the arterial road network.

ACTUAL CHANGE

Schedule "A" of the Official Plan (Land Use Concept) be amended by redesignating the subject lands from "Residential" to "Commercial", as shown in red on the attached Schedule "A" of this Amendment.

IMPLEMENTATION

A restricted area by-law will give effect to the intended use of the subject lands.

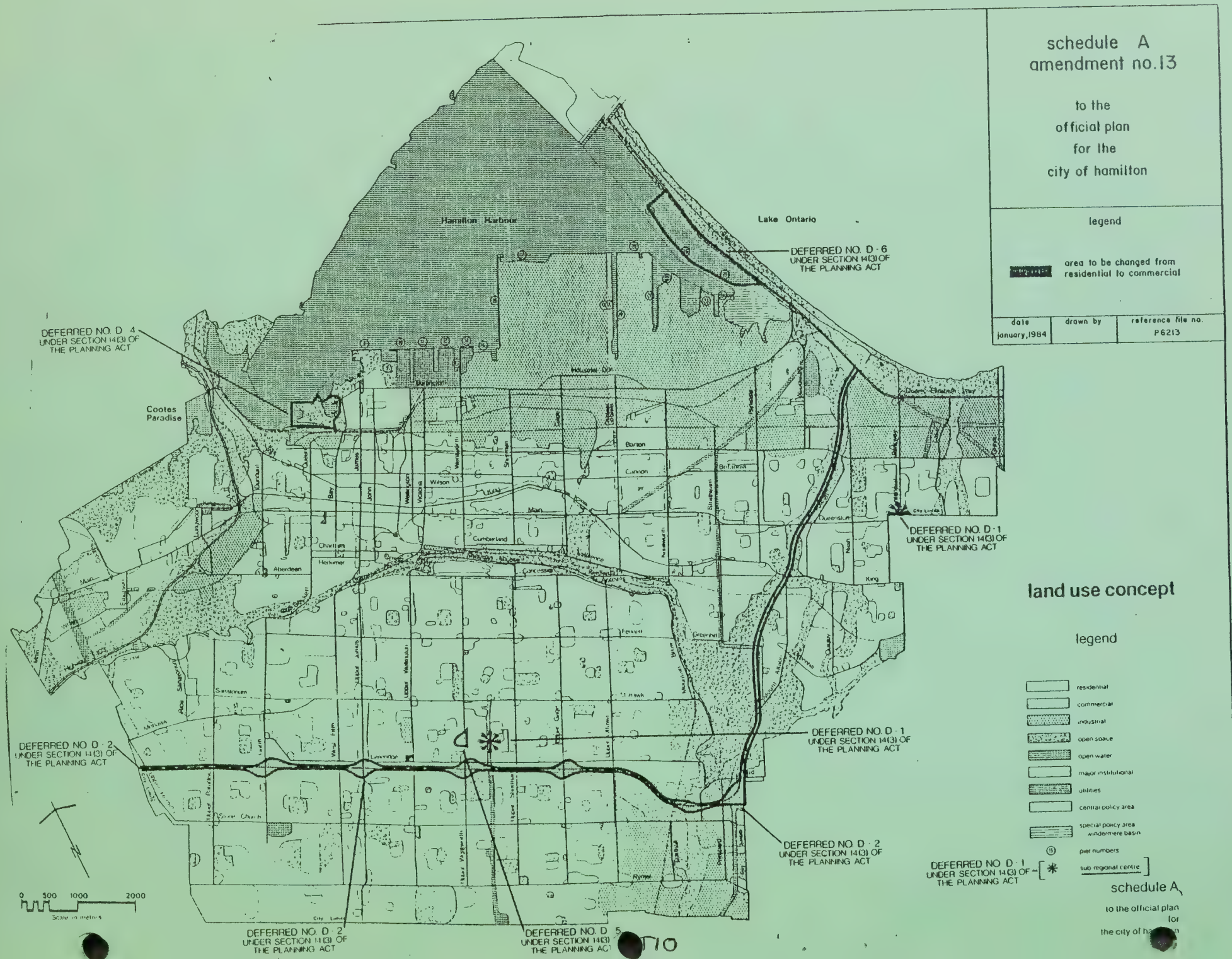
Bill No.

This is Schedule 1 to By-Law No. 84- , passed on the day of , A.D. 1984.

THE CORPORATION OF THE
CITY OF HAMILTON

City Clerk

Mayor


schedule A
amendment no.13
to the
official plan
for the
city of hamilton
legend
area to be changed from residential to commercial
date
january, 1984
drawn by
reference file no.
P6213
Hamilton Harbour
Lake Ontario
Cootes Paradise
DEFERRED NO. D-6 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-4 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-1 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-1 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-2 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-2 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-2 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-5 UNDER SECTION 14(3) OF THE PLANNING ACT
DEFERRED NO. D-1 UNDER SECTION 14(3) OF THE PLANNING ACT
land use concept
legend
residential
commercial
industrial
open space
open water
major institutional
utilities
central policy area
special policy area windermere basin
pier numbers
sub regional centre
0 500 1000 2000
Scale in metres
schedule A
to the official plan
for
the city of hamilton

Bill No. D-17

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 83-225

Respecting:

LAND LOCATED AT MUNICIPAL NO. 374 MOHAWK ROAD EAST

WHEREAS By-law No. 83-225, passed on the 27th day of July, 1983, rezoned the land at No. 374 Mohawk Road East from "C" (Urban Protected Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district, and established special requirements permitting a Residential Use and Commercial Uses comprised of a Business or Professional Person's Office, a Retail Store, and a Restaurant, only within the building existing at the date of the passing of the said by-law;

AND WHEREAS it is intended to amend the said by-law so as to restrict the gross floor area of the Business or Professional Person's Office to 42 square metres, and also to restrict the gross floor area of the Restaurant to 42 square metres, as well as to clearly allow for the establishment of the Restaurant;

AND WHEREAS it is further intended to establish the minimum parking spaces for all of the uses within the existing building and to provide for landscaped area;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Paragraph 1 of subclause 2(a)(ii) of By-law No. 83-225 is amended by adding at the end thereof "limited to a maximum gross floor area of 42 square metres within the existing building."

(2) Paragraph 3 of subclause 2(a)(ii) of the said by-law is amended by inserting after "to" in the first line, "a maximum gross floor area of 42 square metres".

2. Section 2 of the said by-law is amended by adding thereto the following clauses:

(d) not less than 9 parking spaces shall be provided and maintained on the lot located as shown on schedule "B" hereto annexed and forming part of this by-law;

(e) landscaped area shall be provided and maintained on the lot as shown on schedule "B".

3. Section 18(12) of By-law No. 6593 shall not apply.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-840a".

5. Sheet No. E-27 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 83-225, "S-840a".

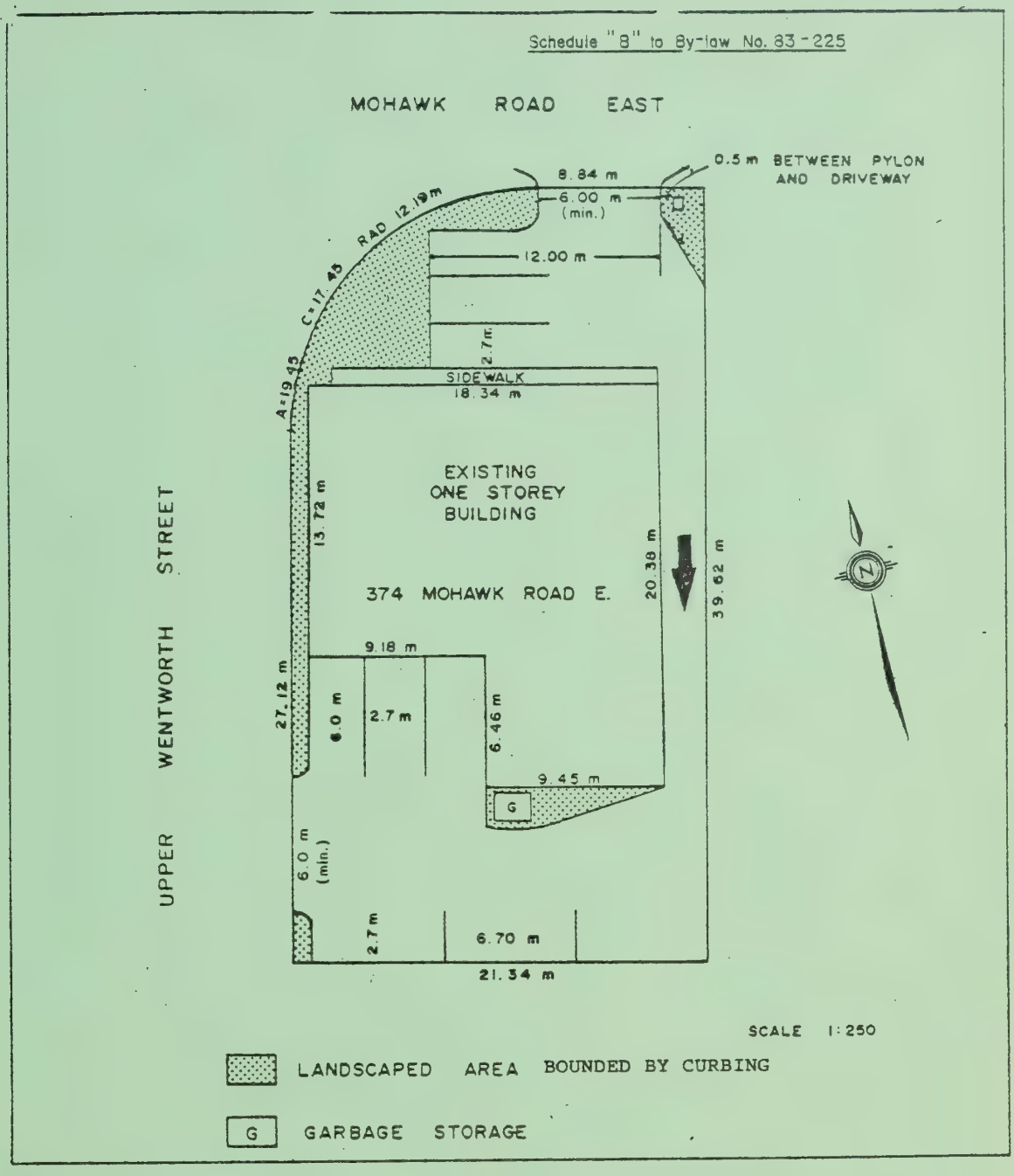
6. Schedule "B" to By-law No. 83-225 is annexed hereto as schedule "A" and forms part of this by-law.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 16 R.P.D.C. 5, July 26
C. W. Chow, New Owner
ZA-83-23
Ontario Municipal Board Decision,
January 17, 1984

Schedule "B" to By-law No. 83-225



Bill No. D-

This is Schedule "A" to By-law No. 84- , passed on the day of , 1984.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk Mayor

Bill No. D-18

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Repeal:

By-law No. 83-138

Respecting:

LAND LOCATED AT MUNICIPAL NO. 65 BEACH ROAD

WHEREAS By-law No. 83-138, passed on the 26th day of April, 1983, authorized the demolition and clearing of buildings, structures, debris or refuse on land at No. 65 Beach Road;

AND WHEREAS demolition of the buildings and structures at No. 65 Beach Road has been completed and the land cleared;

AND WHEREAS the authority in the said by-law is no longer necessary.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 83-138 is repealed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 14, December 13

Bill No. F-1

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

By-law No. 80-263

Respecting:

APPOINTMENT OF MUNICIPAL LAW ENFORCEMENT OFFICER

WHEREAS By-law No. 80-263, passed on the 30th day of September, 1980, under section 68 of The Police Act, R.S.O. 1970, Chapter 351, (now R.S.O. 1980, Chapter 381, section 70), provided for the appointment of Municipal Law Enforcement officers;

AND WHEREAS it is intended herein to appoint a Municipal Law Enforcement Officer.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 80-263 is amended by adding thereto the following:

8. Raymond Vella.

PASSED this day of A.D. 1984.

City Clerk , Mayor

J-15

Bill No. F-2

The Corporation of the City of Hamilton

BY-LAW NO. 84-

Respecting:

SUPPLEMENTARY EMPLOYMENT

WHEREAS paragraph 45 of section 208 of The Municipal Act, R.S.O. 1980, Chapter 302 provides as follows:

> 208. By-laws may be passed by councils of all municipalities:
>
> 45. For appointing such officers and servants as may be necessary for the purposes of the corporation, or for carrying into effect the provisions of any Act of the Legislature or by-law of the council, and for fixing their remuneration and prescribing their duties, and the security to be given for the performance of them.

AND WHEREAS it is intended herein to specify the duties of employees in relation to supplementary employment.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

(a) "city" means the City of Hamilton;

(b) "officer or servant" means an employee who is a salaried officer, clerk, workman, servant or other person in the employ of the city;

(c) "supplementary employment" means employment including self-employment, engaged in by an officer or servant,

(i) outside of his or her work hours or parts thereof during which the person is employed by the city;

(ii) outside of the course of employment with the city;

(d) "work hours" means the time during which an officer or servant is engaged in the performance of his or her duties for which he or she was appointed or employed.

2. Every officer or employee shall have the following duties:

1. Not directly or indirectly represent or appear to represent that duties involved in supplementary employment to be performed or performed,

   (a) are official acts of the city; or

   (b) are in accordance with the directions or instructions of the city or an officer or servant;

   (c) are condoned by or sanctioned by or endorsed by or acquiesced in, by the city or an officer or servant.

2. Not hold out that his or her experience or training acquired during work hours may be used during supplementary employment, except with written approval of the city.

3. Not interfere through telephone calls or other communication with regular duties during work hours.

4. Not use city premises, equipment or supplies outside of work hours, except with written approval of the city.

3. Subject to The Statutory Powers Procedure Act, an officer or servant who has failed to comply with a duty referred to in section 2, may be subject to dismissal or to such other disciplinary action as the city may determine.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 1 R.P.C. 7, January 31

UKB/MUN
BULLETIN BOARD.
CAHONHBL A05
A31

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, February 14, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer
2. Minutes of Previous Meeting held January 31/February 1, 1984
3. Reports of Standing Committees - attached
   - A Transport and Environment Committee
   - B Parks and Recreation Committee
   - C Finance Committee
   - D Planning and Development Committee
   - E Legislation Committee
4. Notices of Motion from previous meeting - attached
   - (a) Alderman M. Davison
   - (b) Alderman B. Hinkley
   - (c) Alderman B. Charlton
5. Notices of Motion for next meeting
6. First reading of Bills
7. Second reading of Bills - Committee of the Whole
8. Third reading of Bills
9. Question period
10. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. That A. V. Forde who serves as a technical consultant to the Transport and Environment Committee and the Pollution Control Committee be appointed as the City of Hamilton representative on a **Technical Committee being formed to study sludge removal at the Windermere Basin.**

2. That:

   i. The City provide **used-oil depots at all five Streets Division Yards and at the Garbage Collection Yard;** and

   ii. A press release be issued by the City, after installation of these depots to inform residents of their existance and locations.

3. That:

   i. The **rental charges for apron space** adjacent to the hangars of Peninsula Air Service in the amount of $2 345.83 and for Canadian Warplane Heritage in the amount of $1 951.46 for the period August 1, 1981 to August 31, 1983, **be cancelled** and that the following rental charges be approved to commence September 1, 1983.

   Peninsula Air Services
   Aircraft Apron adjacent to Hangar T34
   29 000 sq.ft. x .05¢ (plus taxes)..... $1 450 per year

   Canadian Warplane Heritage Inc.
   Aircraft Apron adjacent to Hangar T32
   24 650 sq.ft. x .05¢ (plus taxes).....$1 232.50 per year

   ii. If the rental arrears for Peninsula Air Service and Canadian Warplane Heritage amounting to $4 297.29 relative to apron charges are cancelled, then the apron charges for the same period applicable to Interflite Aviation Services in the amount of $3 695.83 should also be cancelled and any amounts paid for apron charges by Interflite over this period be refunded by the Federal Government.

4. That the effective date of September 15, 1983 for the **land lease assignment and approval of the mortgage of leasehold interest** for building T33 to Canadian Warplane Heritage Inc. approved by City Council December 13, 1983 be changed to September 13, 1983 to correspond with the documents prepared by the tenant's solicitor.

B

5. That Council approve an **offer to Accept Compensation, from Eugene and Madeline Banks,** for all their interest whatsoever in the property known as 2628 King Street East containing an area of approximately 4 100 square feet in the amount of $9 825.55 pursuant to the expropriation of said interest on August 8th, 1965 under Instrument No. 323852 H.L.

6. That the application by **Glanbrook Auto Sales Limited to lease a portion of the boulevard of Roxborough Avenue,** adjacent to 115 Kenilworth Avenue North, be approved provided that:

   i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on November 30, 1976 (current rate is $114.64), plus taxes, if any, in addition to any annual fee for encroachment insurance. (* See note below.)

   ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

   iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

   *NOTE: The annual $25 encroachment insurance charge is currently under review.

7. That the application by **Mr. Vidya P. Pillai (Fijiana Tools Limited) to lease a portion of the boulevard of Britannia Avenue,** adjacent to 210 Parkdale Avenue North, be approved provided that:

   i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on November 30, 1976 (current rate is $251.21) plus taxes, if any, in addition to any annual fee for encroachment insurance. (* See note below.)

   ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

   iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

   *NOTE: The annual $25 encroachment insurance charge is currently under review.

8. That:

   i. The **existing residential boulevard parking agreement between the City and Gladys B. Mayers**, registered as Instrument No. 266514 C.D. **be discharged**, at the property owner's expense, and;

   ii. The City Solicitor be directed to process the documents in relation to the discharge of this agreement.

9. That the application by **A & B Catering to increase the area used for parking purposes on the City boulevard of Campbell Avenue**, adjacent to No. 259 Ottawa Street North, be approved provided that:

   i. the existing boulevard parking agreement registered as Instrument No. 135627 C.D. between the City and A & B Catering be discharged, at the property owner's expense, and;

   ii. the owner prepares and executes a new agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss, and;

   iii. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1976 November 30 (current annual fee will be $229.62), plus taxes, if any, in addition to any annual fee for encroachment insurance.

   iv. the owner complies with the requirements as set out in the policy approved by City Council on 1985 June 24, respecting the using of portions of the road allowance for parking purposes, and;

   v. the approved parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   *NOTE: The annual $25 encroachment insurance charge is currently under review.

10. That the **insurance fee for boulevard parking agreements** correspond to the $10.00 insurance fee currently being charged for encroachment agreements.

11. That the Acting Traffic Commissioner be authorized to issue a maximum of **one time limit exemption permit per unit** to the residents of the apartment at **No. 4 North Oval.**

12. That a **"One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on Crockett Street** between Upper Sherman Avenue and East 27th Street, in combination with the existing "Alternate Side Parking" regulation on the street.

B

13. That:

i. the **existing parking prohibition be switched from the south side to the north side of Bold Street** between Hess Street South and Caroline Street South, and;

ii. a **"30 Minute Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Bold Street,** commencing at a point 25 feet west of Caroline Street South and extending to a point 40 feet westerly therefrom.

14. That:

i. The City approve the **1984 Capital Street Lighting Programme, appended hereto;** and

ii. Hamilton Hydro be instructed to proceed with the system modifications.

15. That:

i. The City of Hamilton **endorse the Ontario Waste Management Corporation response to the "Blueprint for Waste Management in Ontario";** and

ii. Council advise the Ministry of the Environment that it might be appropriate to include on the Hazardous Waste Advisory Committee, representatives from the Ontario Fire Marshall's Office and the Ontario Police Commission; and

iii. Copies of this resolution be forwarded to the following agencies:

OWMC, Dr. D. A. Chant
Ontario Ministry of the Environment, T. D. Armstrong

16. That:

i. The following changes be made in the **maximum charges per metre of frontage:**

		Maximum Charge Per Metre of Frontage	
	Item	From	To
(a)	Curbs Only	$ 20.00	$ 23.00
(b)	Sidewalks Only	42.50	45.00
(c)	Sidewalks and Independent curbs or combined sidewalks and curbs	51.00	56.00
(d)	Roadway Only	106.00	130.00
(e)	Alleys	38.00	40.00
(f)	Roadways and Curbs Only (Industrial Subdivisions)	128.00	185.00

ii. The City Solicitor be authorized and directed to amend the Local Improvement By-law.

17. That:

    i. with respect to the placing of one or more **print media vending or distribution boxes on a City of Hamilton sidewalk or highway**, the charge to the vendor by the City equal the annual charge levied by the Region for the same privilege; and

    ii. the City Solicitor be directed to amend Streets By-law No. 9329 respecting Print Media Vending or Distribution Boxes, accordingly.

18. That leave be granted to introduce the following bill:

    (a) A-3 By-law to Amend By-law No. 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary
1984 February 06

Attachs.

B

REFERRED TO IN SECTION 14 OF THE SECOND REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

1984 CAPITAL PROGRAMME

Item	Recomm.	Description	Cost
1	Yes	Stone Church Road - Upper Paradise to Upper Horning. Hydro Plant is going underground, this represents cost of concrete street light poles.	$13,400.00
2	Yes	Limeridge Road - Kendale to Upper James. Increased traffic volumes require upgrading of lighting to acceptable levels.	$ 8,400.00
3	Yes	Upper Wentworth - Mohawk to Franklin. Placement of new concrete poles, hydro plant to go underground.	$14,000.00
4	Yes	Franklin Avenue - Upper Wentworth to East 24th. Placement of new concrete poles, hydro plant to go underground.	$13,000.00
5	Yes	Acadia Drive - New street, presently unserviced school zone.	$12,000.00
6	Yes	Limeridge Road - Lockton to Castle. Placement of new concrete poles, hydro plant to go underground.	$39,000.00
7	Yes	James Street - Bold to St. Joseph's Drive. Present concrete poles unsafe and must be replaced, increased traffic volumes demand an upgrading of lighting level.	$ 4,700.00
8	Yes	Quigley Road - King Street to Greenhill. Increased traffic volume dictates an upgrading of existing lighting to acceptable levels.	$14,700.00
9	Yes	Brampton Street - Nash Road to Kenora. Closing of south leg of Brampton Street has left present travelled portion of road unserviced.	$10,600.00
10	Yes	Hess Street - York to Napier. Placement of new concrete poles, Hamilton Hydro plant to be placed underground.	$ 6,800.00
11	Yes	Bay Street - East side, south of York. Area is presently unserviced.	$ 6,900.00
12	Yes	King Street - East of Glencarry to Lawrence Road Placement of new concrete poles, Hamilton Hydro to go underground.	$ 8,000.00
13	Yes	New Surveys - allowance to provide service, new presently unserviced surveys which were registered prior to new street lighting policies.	$50,000.00
14	Yes	Spot Improvements - allowance for yet unidentified deficencies in the system. These improvements are quite often initiated by public requests.	$20,000.00

1984 CAPITAL PROGRAMME

Item	Recomm.	Description	Cost
15	Yes	Upgrading & Replacing - street lighting costs associated with replacement of obsolete hydro plant.	$25,900.00
16	Yes	Underground Conversion - miscellaneous underground conversions, not associated with road reconstruction. To tidy up areas where greatest percentage of plant is presently underground.	$30,000.00
		total	$277,400.00

B

B

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. The Committee wishes to advise that in connection with the long range plans to develop the Beach Strip for park and recreational purposes, the following options on properties at the Beach Strip have been exercised by the Hamilton Region Conservation Authority.

Property Address	Purchase Price
3 Lakeside Avenue	$23 100
5 Knapman Avenue	$23 000
515 Beach Boulevard	$19 600
16 Renfrew Avenue	$20 000
3 Dexter Avenue	$40 000
6 Wickham Avenue	$5 100

In accordance with leasing arrangements made between the City of Hamilton and the Hamilton Region Conservation Authority, it is recommended that the above properties be added to the schedule of properties to be leased by the City of Hamilton.

2. Approval of the action taken by the Parks and Recreation Committee in authorizing a horse-drawn sleigh in Gourley Park in conjunction with the 1984 Winterfest Activities.

   NOTE: Formal City Council approval is required under By-law No. 77-221.

3. That the rental fee for use of the MacNab Arms Room at Dundurn Castle, by the MacNab Circle, for the purpose of its annual meeting and dinner scheduled for February 19, 1984, be waived.

   NOTE: This organization was formed in 1967 to help perpetuate the name of Sir Allan MacNab, and has been responsible, over the years, for donating artifacts to the Castle.

4. (a) That the application by the Ridge Raiders Drum and Bugle Corps for use of the Brian Timmis Stadium on Saturday, July 21, 1984, to host a Provincial Drum and Bugle Competition, be approved subject to terms and conditions set down by the Director of Culture and Recreation in accordance with Schedule B of the Operational Regulations for Use of Brian Timmis Stadium.

   (b) That the rental be a $525 flat rate.

5. That the request of the Board of Education to utilize the parking area of the Coronation Rink and Pool Unit for the parking of a maximum of 20 cars during school hours be approved subject to the following conditions:

   (a) That this approval be given for a one year period commencing September 1, 1984.

(b) That such permission exclude Professional Development Days as designated by the Board of Education.

(c) That approval be subject to an agreement satisfactory to the City Solicitor, which among other conditions, indemnifies the City against any claims or damages resulting from this use.

NOTE: For the purpose of this agreement, school hours are defined as 7:30 a.m. to 4:30 p.m.

6. (a) That the City retain the services of **TROW LTD., Stoney Creek, Ontario,** at an estimated cost of $15 400 to undertake a geotechnical investigation of the Lax property and to produce a related report.

This soils investigation will assist in evaluating the best use of the property and the related costs of costruction for developing the property and will assist in the evaluation of the construction of roads and services as well as foundation consideration of buildings on the site, particularly the possibility of settlement and the advisability of the use of piles.

(b) That this cost be financed from the Reserve for Property Purchases Account No. 0280-02.

7. That City Council formally request the Board of Directors, Hamilton Convention Centre, to authorize Mr. Wm. J. Penfold, General Manager, Hamilton Convention Centre, to assume responsibility for the interim scheduling of events for the Victor K. Copps Trade Centre/Arena, until such time as management for the facility is in place.

8. (a) That a Committee composed of the following be establihsed for technical advise and coordination of all aspect of recreational planning effecting Pier 4 and the Westport Area.

(i) Alderman B. Hinkley, Chairman, Parks and Recreation Committee.
(ii) Alderman Wm. M. McCulloch, Chairman, Planning and Development Committee.
(iii) Alderman H. Merling, Chairman, Transport and Environment Committee.
(iv) Five (5) citizens from the public, a minimum of two (2) shall be from the immediate area. Appointment to be made by the Parks and Recreation Committee.
(v) Mr. B. Vanderbrug, General Manager, Hamilton Region Conservation Authority.
(vi) A representative of the Hamilton Harbour Commission staff.
(vii) Mr. D. C. Freeman, City Architect and Coordinator, Lloyd D. Jackson Square.
(viii) Mr. R. C. Nutley, Director, Parks Division.
(ix) Mr. D. Godley, Programme Manager, Neighbourhood Section, Planning Department
(x) Miss A. M. Schimmel, Director of Culture and Recreation.
(xi) Mrs. N. Chapple, Architectural Historian, LACAC.

(b) That the City Clerk be authorized and directed to advertise in the normal manner for citizen appointments.

(c) That the Chairman of the Special Harbour Committee formally request the Hamilton Harbour Commission to appoint a staff member to serve on this committee.

(d) That this committee prepare Terms of Reference for retention of a Consultant qualified in Recreational and Waterfront Planning.

(e) That the cost of such Consultant be charged to allocations in the Capital Budget for development of Pier 4 Park.

(f) That the participation of the Hamilton Harbour Commission and the Hamilton Region Conservation Authority be sought in sharing these costs.

9. That leave be granted to introduce the following bills:

Bill B-1 A By-law to Designate the Property known as "The Hamilton Pumping Station (1860)", located at Municipal No. 800 Woodward Avenue as Property of Historic and Architectural Value and Interest.

Bill B-2 A By-law to Designate the Property known as "The Right House", located at Municipal Nos. 35-41 King Street East, as Property of Historic and Architectural Value and Interest.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

J. J. Schatz
February 2, 1984

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its **THIRD** Report for 1984 and respectfully recommends:

1. Approval of the awarding of the following tenders:

   (a) **VALLANCE BROWN & CO., Hamilton, Ontario**

   Supply and delivery of electric light bulbs to various departments for the year 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at the net price shown. Federal Sales Tax included, Ontario Sales Tax Extra @ 7%. Terms net 30.

   Total estimated contract $44 442.94
   Discount for items not listed in tender - 35% -23% from list price.

   NOTE: Lowest of five acceptable tenders received.

   (b) **UNION ELECTRIC CO., Hamilton, Ontario**

   Supply and delivery of electric light bulbs to various departments for the year 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at the net price shown. Federal Sales Tax included, Ontario Sales Tax Extra @ 7%. Terms 2% 10 days net 30.

   Total estimated contract $10 986.10
   Discount for items not listed in tender -54% from list price.

   NOTE: Lowest of five acceptable tenders.

   (c) **CANADIAN GENERAL ELECTRIC CO., Hamilton, Ontario**

   Supply and delivery of electric light bulbs to various departments for the year 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at the net price shown.
   Federal Sales Tax included, Ontario Sales Tax Extra @ 7%. Terms 2% 10 days net 30.

   Total estimated contract $11 556.95
   Discount for items not listed in tender -50% from list price.

   NOTE: Lowest of five acceptable tenders received.

   (d) **MILLS LIGHT HOUSE, Hamilton, Ontario**

   Supply and delivery of electric light bulbs to various departments for the year 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's

Tender at the net price shown.
Federal Sales Tax included, Ontario Sales Tax Extra @ 7%. Terms net 45 days.

Total estimated contract $8 257.70
Discount for items not listed in tender -44% Broken Quantity, -48% Full Carton Quantity, from list price.

NOTE: Lowest of five acceptable tenders.

(e) **ELLIS & HOWARD LTD., Hamilton, Ontario**

Supply and delivery of electric light bulbs to various departments for the year 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at the net price shown.
Federal ales Tax included, Ontario Sales Tax Extra @ 7%. Terms 2% 10 days net 30 days.

Total estimated contract $1 224.55
Discount for items not listed in tender -50% from list price.

NOTE: Lowest of five acceptable tenders received.

2. In accordance with section 243 of The Municipal Act, R. S. O. 1980, Chapter 302, which requires the Treasurer of the Municipality to submit to City Council, prior to February 28 in each year, a Statement of Renumeration and Expenses of Members of City Council and Members of Other Bodies in receipt of certain services in the prior year, submitted herewith as Schedule "A" is a Statement of the Treasurer respecting Remuneration and Expenses Paid to Members of City Council and Members of Other Bodies for the year 1983.

3. That the balance of $213 680 remaining in the 1983 Contingency Account be transferred to provide for overdrafts in: 0375-0443 Local Improvements - Owners Share - Debenture Expense $39 500; 0378-0498 Remission of Taxes $55 100; 0378-1898 Damage Claims $34 080; and to provide for an appropriation in 1983 of $75 000 for a provision for repairs to Ivor Wynne Stadium and a $10 000 additional contribution to Hamilton Place for their 10th Anniversary Celebrations.

4. That the Regional Municipality of Hamilton-Wentworth be requested to issue, on behalf of the City of Hamilton, debentures in an amount not to exceed $3 000 000 relating to the City of Hamilton projects, as set forth in Schedule "B" attached, at a current market rate in consultation with the City Treasurer.

5. That the 1983 business taxes for 498677 Ontario Ltd., c/o Hanrahan's, 92 Barton Street East, in an amount of $2 450.40, be written off and charged to Account 0222 - Tax Write-offs.

NOTE: This matter was included as item 7 of the Write-off Report, referred to in Section 4 of the Second Report of the Finance Committee, which City Council at its meeting January 31/February 1, 1984, referred back pending completion of a Corporate Search of this company as well as the company presently carrying on business at this location. The Search has been completed and this information is available from the Secretary, Finance Committee.

6. (a) That the present "Reserve for Maintenance of Civic Properties Rented" be revised to "Reserve for Major Repairs and Improvements to City-owned Properties".

(b) That the criteria for funding of new projects within the revised category be limited to those projects estimated at over $10 000 and up to $50 000 and which normally are included in the current budget estimates for review.

(c) That the funding of this Reserve be based on the excess of revenue over expenditures in the Civic Properties rented function, subject to sufficient funds being available in the annual surplus distribution.

7. That the City of Hamilton grant permission to Grant Avenue Studio to use the first floor of the Old Library from February 13, to February 16, 1984 for the purpose of recording a new local group called "Common Language", at a fee of $100.

8. With the adoption of sections 1 and 2 of the First Report of the Transport and Environment Committee, City Council at its meeting January 31/February 1, 1984 approved the acquisition of two parcels of land for parking purposes for the Victor K. Copps Trade Centre/Arena. In addition, City ouncil has authorized negotiations for the acquisition of a third parcel of for parking purposes.

In this regard, the Finance Committee recommends:

(a) that the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval to acquire these properties along with an estimated cost of demolition to a gross cost of $1 700 000 by the issuance of debentures of $1 700 000 for a period not to exceed 15 years, and further

(b) that application be made to the Regional Municipality of Hamilton-Wentworth for consent to issue debentures in the total amount of $1 700 000 for a period not to exceed 15 years.

9. City Council at an informal meeting held February 7, 1984, agreed to implement immediately certain changes in the conditions of eligibility of the Unemployed Persons Reduced Fare programme (Group "B") and requested the Finance Committee to formalize these changes.

At its meeting February 9, 1984 the Finance Committee was advised that the Canada Employment and Immigration Commission office because of its' limited resources is not in a position to verify that claimants of U.I.C. benefits have not yet received their benefits. The committee was further advised that the C.E.I.C. office has changed its updating system for claimants which no longer requires the manual updating of the job registration card.

Because of these and other difficulties enumerated in a report from the City Clerk to the Finance Committee, dated February 8, 1984, (previously forwarded to members of City Council) the Finance Committee respectfully recommends that the conditions of eligibility be met by the taking of an affidavit which shall include the following:

(a) Resident of the City of Hamilton.
(b) Currently registered at the C.E.I.C. office, or currently a member of a union which has an agreement with the C.E.I.C. office not requiring registration.
(c) Unemployed and actively seeking employment.

10. (a) That the 1984 transit assistance costs for Group "A" persons (mentally and physically disabled, etc.) - $70 200 and Group "B" persons, involving the unemployed, - $143 000, be included in the 1984 expenditure estimates of the City of Hamilton to be included in the mill rate calculations for the City of Hamilton which will be set approximately April 1984; and

(b) that the assistance cost for citizens over 70 years of age, amounting to $2 463 300 (gross cost $2 677 500 less sale of $18 bus passes $214 200) be authorized for inclusion in the expenditure estimates for the City of Hamilton in December 1984, when the mill rates for both the City and the Region will be adjusted by an equal amount and which will be approved by both City and Regional Council at that time; and

(c) that section 8 of the Eighteenth Report of the Finance Committee which was adopted by City Council at its meeting October 25/26, 1983 which reads as follows, be rescinded:

> "8. That no action be taken on the request of Mr. H. O. Schweinbenz, Public Transit Manager, for the City of Hamilton to assume the costs of transit programmes in the City of Hamilton, in the City mill rate, as opposed to the Regional mill rate."

NOTE: For the information of the Members of City Council, the estimated cost of $143 000 for the Group "B" Reduced Fare Programme, is presently under review by the City Treasurer and if a change in this amount is required, the Treasurer will submit a further report for consideration by City Council.

Respectfully submitted,

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

J. J. Schatz
Secretary
February 9, 1984

City of Hamilton
Treasury

Schedule "A" as referred to in item 2 of the Third Report of Finance Committee.

STATEMENT OF THE TREASURER

REMUNERATION AND EXPENSES PAID TO MEMBERS OF COUNCIL AND MEMBERS OF OTHER BODIES FOR THE YEAR 1983

(Prepared Pursuant to By-law 79-60 Approved by Council January 29, 1979, By-law 79-300 Approved by City Council October 30, 1979 and Section 243 of The Municipal Act, R.S.O. 1980, Chapter 302)

1. Remuneration:

(a) Members of Council

	Salary *
Agro, V. J.	11,500.00
Bethune, J. A.	11,500.00
Charlton, B.A.	11,500.00
Collins, S. J.	11,500.00
Cowell, P.R.	11,500.00
Davison, M. N.	11,500.00
Gray, D. B.	11,500.00
Hinkley, B. K.	11,500.00
Kiss, M. A.	11,500.00
Lombardo, F. A.	11,500.00
McCulloch, W. M.	11,500.00
Merling, H.	11,500.00
Morrow, R. M.	32,000.00
Murray, T	11,500.00
Peterson, P. J.	11,500.00
Scott, V. J.	11,500.00
Stout, G. I.	11,500.00
	216,000.00

* One-third of these amounts deemed to be "expenses" in accordance with Section 251 of the Municipal Act.

(b) Committee of Adjustment

Member	Honorarium
MacDonald, J.	2,100.00
Rocchi, F.	2,600.00
Skofac, M.	2,100.00
Woods, L. G.	2,100.00
Young, C.	2,100.00
	11,000.00

(c) Licence Examining Board

Member	Honorarium
Allaby, D.	100.00
Allick, B. D.	750.00
Armstrong, D.	100.00
Bradshaw, R. H.	750.00
Duffie, R.	100.00
Greenall, E.	100.00
Harvie, W.	100.00
Hewitt, C.	750.00
Hooker, G.	750.00
Korz, G.	750.00
Langdon, D.	750.00
MacLeod, D.	750.00
McGurk, A.	750.00
McManus, G.	750.00
McNally, J.	100.00
Peacock, H.	750.00
Sanders, E.	750.00
Walker, J.	750.00
	9,600.00

City of Hamilton
Treasury

STATEMENT OF THE TREASURER

REMUNERATION AND EXPENSES PAID TO MEMBERS OF COUNCIL
AND MEMBERS OF OTHER BODIES FOR THE YEAR 1983
(Prepared Pursuant to By-law 79-60 Approved by Council January 29, 1979,
By-law 79-300 Approved by City Council October 30, 1979 and
Section 243 of The Municipal Act, R.S.O. 1980, Chapter 302)

2. Expenses:

(Residence Telephone Allowance, Travelling - Per Diem,
Accommodation, etc., plus "Local Grant" to Mayor)

(a) Member of Council	Amount
Agro, V. J.	834.64
Bethune, J. A.	3,525.61
Charlton, B. A.	292.54
Collins, S. J.	1,701.43
Cowell, P. R.	1,404.79
Davison, M. N.	292.54
Gray, D. B.	1,571.01
Hinkley, B. K.	2,778.71
Kiss, M. A.	241.53
Lombardo, F. A.	130.54
McCulloch, W. M.	130.54
Merling, H.	1,841.61
Morrow, R. M.	7,805.79
Murray, T.	292.54
Peterson, P. J.	130.54
Scott, V. J.	130.54
Stout, G. I.	130.54
	23,235.44

(b) Parking Authority Appointees	
Furness, G. L.	1,270.80
O'Neal, K. W.	1,270.80
Scott, V. J.	1,270.80
	3,812.40

(c) Public Library Appointees	
Meiklejohn, A.	107.72

(d) Committee of Adjustment	
Skofac, M.	497.92

1984 Feburary 03
MBCS/ae

City of Hamilton
Treasury

PROPOSED DEBENTURE ISSUE - 1983-1987 CAPITAL BUDGET
(000's)

Page Number (1)	Project Number (2)	Description (3)	Gross Cost (4)	City By-law Number (5)	City By-law Date (6)	O.M.B. Approval Number (7)	O.M.B. Approval Date (8)	O.M.B. Approval Amount (9)	Debentures to be Issued this Time (10)
		Municipal General							
11	37271	Chedoke Maintenance Depot - previously known as Hill Street Depot	1,128	83-285	Oct. 26/83	E830873	Sept. 15/83	618	618
14	32624	Ivor Wynne Stadium - Rehabilitation of North/South Stands	2,000	84-001	Jan. 10/84	E831132	Nov. 25/83	625	625
14	B32623	Mohawk Sports Park - Stage 4	550	82-181	Aug. 31/82	E820981	Aug. 3/82	550	300
19	32000	Ontario Neighbourhood Improvement Program - Homeside	1,000	82-236	Oct. 26/82	E820210	Sept. 28/82	500	500
19	33001	Ontario Neighbourhood Improvement Program - McQueston	500	83-28	Jan. 11/83	E821260	Dec. 7/82	250	250
19	33002	Downtown Action Plan - Gore Park Area	2,814	83-184	June 28/83	E830507	May 20/83	2,814	457
19	33003	Ontario Neighbourhood Improvement Program - Normanhurst	500	83-296	Nov. 8/83	E831051	Oct. 7/83	250	250
			8,492					5,607	3,000

Schedule "B" asreferred to in item 5 of the Third Report of the Finance Committee.

1984 January 23
BLH/ae

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. That approval be given to **Zoning Application 83-65, M. J. Chechalk and A. M. Rosser, owners,** to establish modifications to the zoning regulations applicable to the property located at 331 to 333½ Strathearne Avenue, as shown on the attached plan marked as APPENDIX "A" on the following basis:-

   (a) that the "C" (Urban Protected Residential, etc.) District regulations applicable to the subject lands be modified to include the following variance as a special requirement:

      (i) That notwithstanding the provisions of Section 9(1)(iii) of Zoning By-law No.6593, a day nursery for the accommodation of a maximum of 37 children shall be permitted within the existing building.

   (b) that the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedole S-854, and that the subject land on Zoning District Map E-63 be notated S-854;

   (c) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-63; and

   (d) that the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No.4

   Explanatory Note - The purpose of the by-law is to provide for a modification to the established "C" (Urban Protected Residential, etc.) District regulations applicable to the lands municipally known as 331 - 333½ Strathearne Avenue, as shown on the attached plan marked as APPENDIX "A". The effect of the by-law is to permit an increase in the maximum capacity of the existing day nursery from 25 children to 37 children.

2. That approval be given to **Zoning Application 83-70, 501781 Ontario Limited, prospective owner,** requesting a change in zoning from "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District modified, to permit a parking lot and access driveway to be established at No.342 Jackson Street West, to be used in conjunction with an ambulance service facility located at No.89 Locke Street South, as shown on the attached plan marked as APPENDIX "B" on the following basis:-

   (a) that the subject lands be rezoned from "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District;

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(b) that the "G-3" (Public Parking Lots) District provisions as contained in Section 13C of Zoning By-law No.6593, applicable to the subject lands, be modified to include the following variance as a special requirement:

> There shall be provided and maintained within the "G-3" zoned lands, a landscaped planting strip not less than 1.5 m wide along the easterly lot line adjoining the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District;

(c) that the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedole S-855, and that the subject land on Zoning District Map W-13 be notated S-855;

(d) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map W-13; and

(e) that the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The purpose of the by-law is to provide for a change in zoning from "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District modified, to permit a parking lot and access driveway to be established at No.342 Jackson Street West, as shown on the attached plan marked as APPENDIX "B".

The proposed parking lot is to be used in conjunction with the existing ambulance service facility at No.89 Locke Street South. The by-law will also provide for a landscaped buffer strip to be located along the easterly lot line.

3. (A) **Subdivision Application**

(a) That approval be given to **Application SA-83-09, Stanlow Holdings Limited, owner,** to establish a draft plan of subdivision located on the east side of Upper Paradise Road, south of the proposed Mountain Freeway, subject to the following conditions:-

(i) That the approval apply to the plan prepared by A. J. Clarke and Associates dated September 29, 1983, revised to square off the road allowance and lot frontage at Lot 23.

(ii) That the road allowances be dedicated as public highways on the final plan.

(iii) That the required widening for Upper Paradise Road shown as Block 87 be dedicated as public highway on the final plan.

(iv) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.

(v) That the proposed subdivision conform with the zoning by-law approved under The Planning Act.

(vi) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City for park purposes.

(vii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.

(viii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot in the final plan.

(ix) That the dead-ends and open side of the road allowances created by the plan be terminated in 0.5 m reserves to be conveyed to the City of Hamilton and be held by the City until required for the future extension of the road allowances or development of abutting lands.

(x) That the approval lapse three (3) years from the date of issuance of the draft approval by the Regional Municipality, should the final plan not be approved or an extension of draft approval not be granted.

(xi) That the owner comply with the residential development standards to control the effects of freeway noise as adopted by City Council on October 9, 1973, and amended by City Council on June ? , 1973, and September 27, 1977.

(xii) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.

(b) That a subdivision agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-83-09) Stanlow Holdings Limited, owners, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.

(c) That the approved Gilkson Neighbourhood Plan be amended to reflect the subject draft plan of subdivision.

(B) **Zoning Application**

That approval be given to **Zoning Application ZA-83-61, Stanlow Holdings Limited, owner,** for the property located on the east side of Upper Paradise Road and south of the proposed Mountain Freeway, as shown on the attached plan marked as APPENDIX "C" on the following basis:

(i) That the lands shown on APPENDIX "C" as Block 1 be rezoned from "RT-10" District and "D" District to "R-4" District;

(ii) That the lands shown on APPENDIX "C" as Block 2 be rezoned from "RT-10" District and "D" District to "C" District;

(iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map W-27B;

(iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

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Explanatory Note - The by-law will provide for a change in zoning from "RT-10" (Townhouse) District and "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "R-4" (Small Lot Single Family Detached) District and from "RT-10" (Townhouse) District and "D" (Urban Protected Residential - One and Two Family, etc.) District to "C" (Urban Protected Residential, etc.) District, to permit single family and "small lot" single-family development on the subject lands. The lands are the subject of a draft plan of subdivision (File No.SA-83-09) and the approved of the by-law will be a condition which has to be completed before final approval may be granted to the subdivision.

4. That the City Solicitor be directed to prepare a by-law under section 49(4) of The Planning Act, 1983, for approval by City Council to designate Lots 167 to 177 inclusive and all of the alleyway of Registered Plan No.256, being in the block bounded by Queen, Duke, Hess and Robinson Streets, not to be part of a Registered Plan of Subdivision.

5. That the Building Commissioner be authorized to issue Demolition Permits for the demolition of residential buildings as outlined below for which application has been processed through the Building Department and the Planning and Development Committee:-

    508 Limeridge Road East
    315 Robert Street
    46 Allan Avenue
    226 Cope Street
    666 Catharine Street South
    48 Allan Avenue
    1660 Upper James Street
    60 and 62 Locke Street South
    45 Dodson Street
    371 Avondale Avenue

6. **Barnett Expropriation - Jackson Square**

    That the account rendered by Albert A. Takefman dated September 13, 1983, for appraisal services in the amount of $425.00 be paid. Said services were required pursuant to the 1968 expropriation of 10, 14 and 14½ Market Square, for the Lloyd D. Jackson Square Project. Payment of this account is to be charged to Account 0405-Y80136.

    Explanatory Note - The City's original appraisal as required for the subject expropriation was prepared by Mr. Takefman in 1968. The law firm of Weir & Foulds, who act for the City in this matter, solicited additional market information relative to Mr. Takefman's appraisal, preparatory to an Ontario Municipal Board Hearing. Weir & Foulds have recommended that said account be processed for payment.

7. **That Hamilton General Homes (1971) Ltd.** be granted an extension of the Construction Commencement date on the industrial lot at 1180 Stone Church Road East, known as Parts 6 and 8, Plan 62R-820 to December 31st, 1984 and an extension of the Construction Completion Date to December 31st 1985.

8. (A) That a grant and repayable loan in the amount of $4,473.00 be approved for Mr. and Mrs. K. Bishop - 44 Roanoke Road for the adaptation of their home for Mr. Bishop's handicap, and that subject to approval, the loan be registered on Title indicating that a forgiveable grant in the amount of $2,237.00 be earned over a five-year period and the balance of $2,236.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest on the repayable portion will be 0%. Mr. Bishop was hurt in an accident; as a result he cannot speak, and also suffered severe physical damage.

(B) That a grant and repayable loan in the amount of $5,000.00 be approved for Mr. and Mrs. F. Field, 142 Mud Street, for the adaptation of their home for their daughter, and that subject to approval the loan be registered on Title indicating that a forgiveable grant in the amount of $2,500.00 be earned over a five-year period and the balance of $2,500.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%. Miss Field suffers from a serious handicap which is the result of a severe form of encephalitis which she developed at 16 months of age.

(C) That a grant a repayable loan in the amount of $5,000.00 be approved for Mr. and Mrs. C. Czeto, 456 East 36th Street for the adaptation of their home for Mrs. Czeto's handicap, and that subject to approval the loan be registered on Title indicating that a forgiveable grant in the amount of $2,500.00 be earned over a five-year period and the balance of $2,500.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%. Mrs. Czeto suffers from Multiple Sclerosis.

9. (A) **Business Improvement Area**

That the City Solicitor be hereby authorized and directed to prepare for submission to City Council -

(a) a by-law to establish a Board of Management for the **Concession Street Improvement Area** as outlined in the report attached hereto as APPENDIX "D" pursuant to Section 217 of the Municipal Act R.S.O. 1980, and

(b) a by-law to appoint the list of nominees attached hereto as APPENDIX "E" to the Board of Management for the Concession Street Improvement Area.

(B) **Concession Street BIA - 1984 Budget**

(i) That the Concession Street BIA Board of Management's 1984 Budget of $12,000.00 attached as APPENDIX "F" be approved, and

(ii) That the City Solicitor be authorized and directed to prepare the necessary by-law to levy the 1984 Budget.

10. At its meeting held January 11, 1983, City Council, in adopting Item 14 of the 2nd Report of the Planning and Development Committee, directed that the Director of Community Development co-ordinate the implementation of the Downtown Action

E

Plan and expedite the First Phase of the Plan, which resulted in the formation of the Downtown Action Plan Co-ordinating Committee, chaired by the Director of Community Development. The Planning and Development Committee respectfully recommends that a member of City Council be appointed as Chairman of the Downtown Action Plan Co-ordinating Committee.

11. That leave be granted to introduce the following Bills:-

(a) Bill D-19 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal Nos. 44 and 52 Elgin Street

(b) Bill D-20 - By-law to Amend Zoning By-law No.6593 respecting land located at the rear of Municipal No.1591 Upper James Street and No.49 Rymal Road East

(c) Bill D-21 - By-law to Amend Zoning By-law No.6593 respecting land located in the area north of Limeridge Road East and west of Upper Wellington Street

(d) Bill D-22 - By-law to Provide for Maintaining land in a Clean and Clear Condition

(e) Bill D-23 - By-law to Amend Zoning By-law No.75-61, as Amended by By-law No.76-175 respecting land located at Municipal Nos. 201-203 Cannon Street East

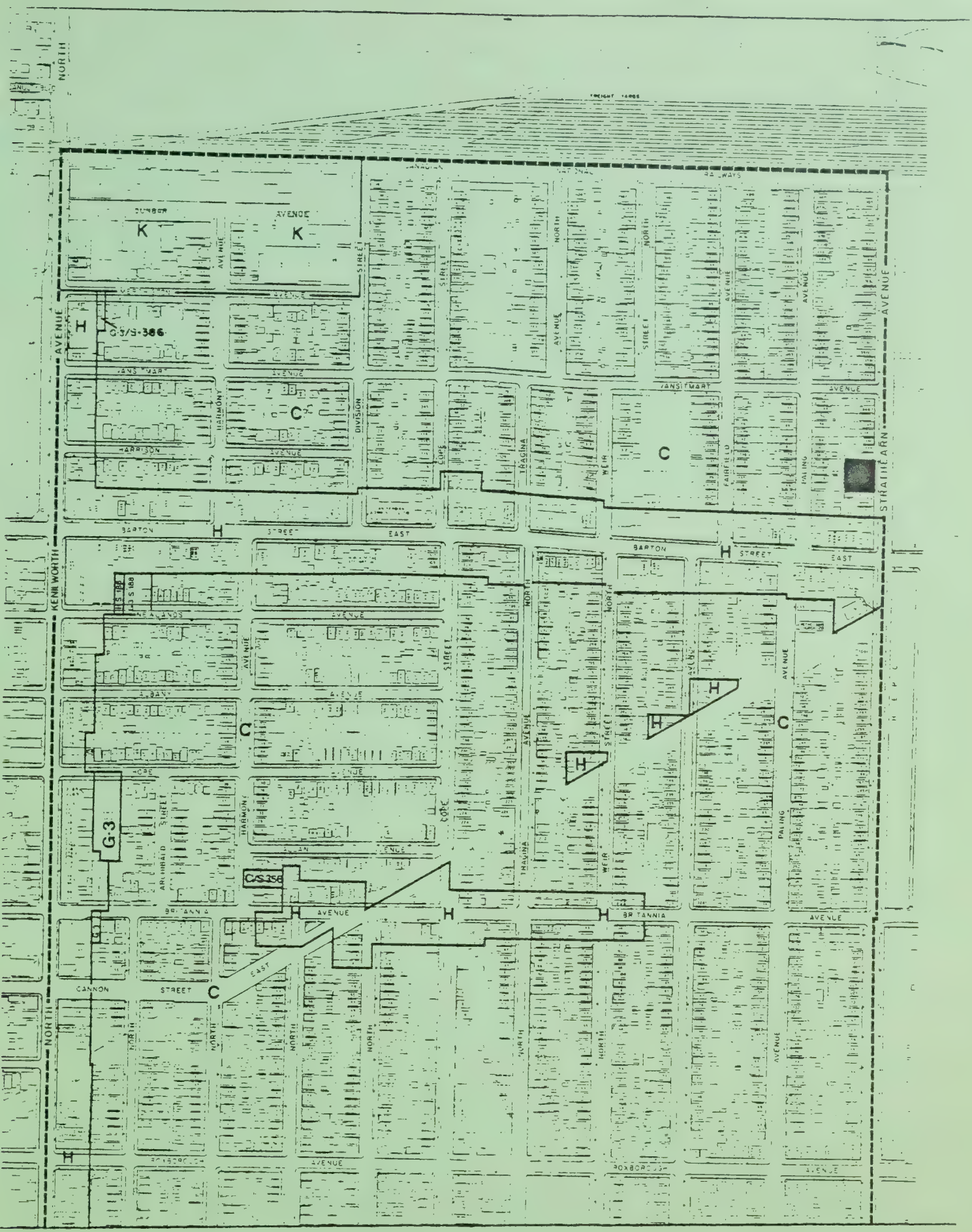
(f) Bill D-24 - By-law to Repeal By-law No.83-113 respecting Municipal Nos. 13-15 Bold Street

(g) Bill D-25 - By-law to Establish a Board of Management generally covering Concession Street between East 18th Street and East 25th Street

Respectfully recommended

JDT:bg
1984 February 1

Alderman W. M. McCulloch, Chairman
Planning & Development Committee



SITE OF THE APPLICATION.

APPENDIX "A"
R.P.D.C.2-No.1

ZA 83-

APPENDIX "A"
R.P.D.C.2-No.

E

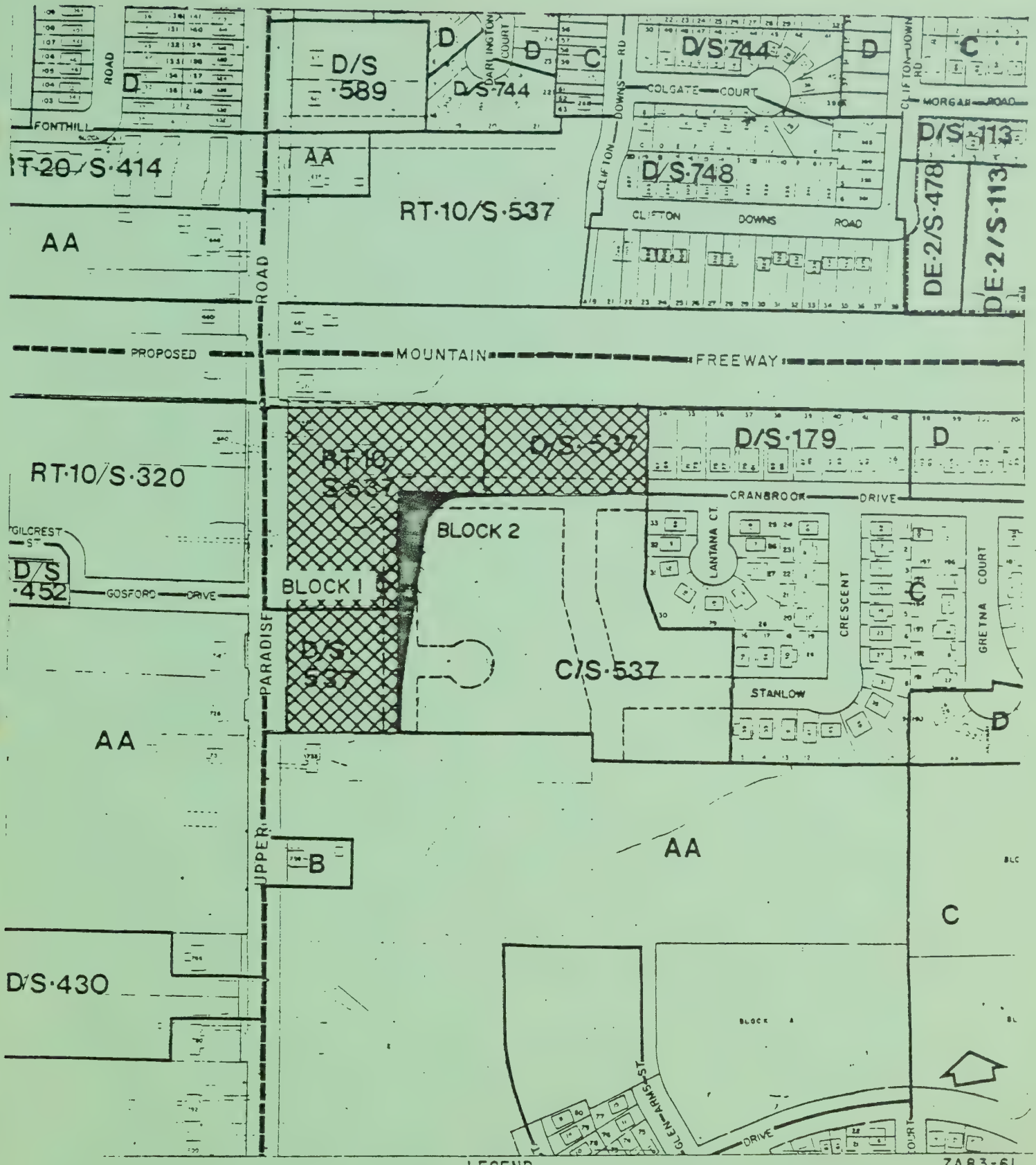


SITE OF THE APPLICATION.

APPENDIX "B"
R.P.D.C.2-No.2

D-8

APPENDIX "B"
R.P.D.C.2-No.2



LEGEND

ZA83-61

LANDS FOR WHICH THE FOLLOWING CHANGES IN ZONING ARE PROPOSED:

BLOCK 1 — From "RT-10" (Townhouse) District, and "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "R-4" (Small Lot Singe-Family Detached) District

BLOCK 2 — From "RT-10" (Townhouse) District and "D" (Urban Protected Residential - One and Two Family, etc.) District to "C" (Urban Protected Residential, etc.) District

On 1983 November 30, City Council enacted By-Law #83-308, being a by-law to designate an area on Concession Street between East 18th and East 25th Streets as an improvement area.

A by-law to establish a Board of Management must be enacted, outlining the purpose of the Board of Management, the structure, any conditions and limitations pursuant to Section 217 of the Municipal Act R.S.O.1980.

The conditions outlined in this by-law will include, among others, a submission of: Board minutes, annual estimates, annual report, financial statements, etc. to the City. These reports will be submitted to the Director of Department of Community Development for co-ordinating and processing. Further, the Department of Community Development will meet no less than once a year with the Board of Management.

In addition, the Concession Street executive have requested that an additional clause be added to the effect that the annual budget must be submitted to a general membership meeting for the approval of fifty-percent-plus-one of the members in attendance. We have no objection to the addition of this clause as it will ensure the approval and participation of the entire BIA, not just the Board of Management.

On 1984 January 10, the Concession Street BIA held a general meeting to appoint nominees for the Board of Management. The attached list of names have been submitted as nominees for the Board of Management. All nominees on the attached list are qualified pursuant to Section 217(6) of the Municipal Act R.S.O.1980 and should, therefore, be included in the by-law to appoint a Board of Management along with the two ward aldermen.

APPENDIX "D"
R.P.D.C.2-No.9(A)

Mr. Ross Somerville	Lockharts Ladies Wear
Mr. John Gallagher	John Gallagher Hairstyling
Mr. Danny McLardy	Opies Meats
Mr. Ray Devries	Ray Devries Real Estate
Mr. Graham Jones	Jac n Jil Shoppe
Mrs. Nancy Ruddick	The Book Den
Mr. Stu Millar	New Dundee Pie Shoppe & Fish & Chips
Mr. Don Ford	Don Ford Insurance
Mr. Ian Hunter	Camtech Photographic Services Ltd.

" SCHEDULE A "

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA BUDGET 1984

(1) Beautification of the Street to include interlocking blocks for the boulevards, flower stands and baskets, street furniture, Christmas decorations and/or activities.

(2) Continuance of Concession Street News Letter, advertising and promotion.

(3) Office Supplies

(4) Contingencies

Total - $12,000.00

R. Somerville, President

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **THIRD** Report for 1984 and respectfully recommends:

1. WHEREAS Provincial Agreements between the various Employers Associations and Trades Unions were supposed to stabilize the Construction Industry, and

   WHEREAS they would appear to be having the reverse effect and are creating serious problems for Trades Unions by allowing employers to be double breasted and go non-union, and

   WHEREAS Contractors who have no employees and are just work brokers are allowed to compete with fair employers on all contracts including Government contracts with the Government blessing,

   THEREFORE BE IT RESOLVED that Hamilton City Council approach the Provincial Government requesting that Section 1(4) of the Ontario Labour Relations Act be more diligently enforced by the Province, and

   THEREFORE BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to area M.P.P.'s and leaders of the Provincial Liberal Party, Provincial Conservative Party and Provincial New Democratic Party.

2. That the following resolution from the Regional Municipality of Hamilton-Wentworth be endorsed:-

   WHEREAS Regional Council at its meeting of 3 May 1983 approved of a number of recommendations respecting the proposed Guidelines for the Regulation and Siting of Mobile PCB Destruction Facilities and whereas the Region is in receipt of a letter from the then Minister of the Environment, Keith C. Norton, in response to the Region's recommendations indicating that the matter of continuous monitoring must be considered in the context of available resources within the Ministry and the sacrifice of other priorities this would entail and whereas your Committee is of the opinion that continuous monitoring must be carried out,

   IT IS THEREFORE RECOMMENDED that the Region reaffirm its recommendations in Section 14 of Report 11-83 of the Engineering Services Committee outlining additional monitoring and control measures that should be observed in the operation of PCB destruction facilities, and that the present Minister be advised accordingly;

AND that the principle to have continuous monitoring in the operation of PCB Destruction Facilities be circulated to the major Ontario municipalities and the Association of Municipalities of Ontario for their support.

3. That the following resolution from the City of Stoney Creek be endorsed:-

   WHEREAS nuclear disarmament is an issue of paramount importance affecting the lives of every resident in our municipality, let it be known that the City of Stoney Creek supports all initiatives by our Federal Parliament and the Prime Minister promoting peace among the superpowers and all nations, that this motion be circulated to all municipalities in Ontario with a population of over 15,000 people for support, and that a copy of the resolution be sent to the Speaker of the House of Commons.

4. That the following operative clause of a resolution from the City of Stratford be endorsed:-

   "NOW THEREFORE BE IT RESOLVED that the Ministry of Municipal Affairs & Housing and the Ministry of Education be asked to co-operate with each other to develop new approaches to the teaching of local government to create programs which would enable citizens at large to learn more about the functions and operations of local government.

5. That in order to comply with the regulations and requirements of the Liquor Licence Board of Ontario respecting the issuance of a special permit, City Council declare the period from January 25, 1984 to February 5, 1984 as "Winterfest" (Winter Carnival) in the City of Hamilton.

6. That the Canadian Numismatic Association, which is chartered by the Federal Government, be authorized to use the Coat of Arms of the City of Hamilton on silver and bronze medals, on the occasion of holding their Annual Convention in the City of Hamilton July 19 to 22, 1984. The Association strikes medals honouring the City of the Convention each year for their members.

7. That the Hamilton Philharmonic Orchestra be granted permission to have their principals' string quartet, "The New Arte", play for staff and the public in the lobby of City Hall during the lunch hour on Wednesday, February 22, 1984, on the occasion of the celebration of its 100th Anniversary.

8. That the City of Hamilton participate in the 1984 Inner City Youth Programme at the MacNab Street Y.W.C.A. by financing the cost of swimming for approximately 40-60 children per day at 50¢ per child, and that in future the request from the MacNab Street Y.W.C.A. be forwarded to the Parks and Recreation Committee for consideration and recommendation.

   Explanatory Note - The City has participated in this programme for a number of years as a means of discouraging children from swimming in the fountains in the City Hall Forecourt. Based on previous years, the cost to the City to participate in

the Inner City Youth Programme is approximately $800.00. However, the Legislation Committee feels that this activity should be incorporated into the 1985 Programme of the Culture and Recreation Department.

9. That leave be granted to introduce the following Bill:-

   (a) Bill E-5 - By-law to confirm proceedings of the Council of the Corporation of the City of Hamilton.

Respectfully recommended,

February 7, 1984
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

NOTICES OF MOTION

NOTICES OF MOTION FOR NEXT REGULAR MEETING OF CITY COUNCIL

Alderman M. Davison

WHEREAS, the Provincial Government's Inflation Restraint Board is requiring municipalities to engage public accountants to carry out special audits, separate from the normal year end audits, of municipal finances and accounts;

AND WHEREAS, such an audit will cost the City of Hamilton $3,000.00, thereby further adding to inflationary pressure on the municipal property tax for little purpose;

THEREFORE BE IT RESOLVED, that the City of Hamilton request that the Province of Ontario instruct the IRB to use the regular year end audit of municipalities, or that the Province of Ontario provide municipalities with additional grants to cover this expense;

AND BE IT FURTHER RESOLVED, that this resolution be forwarded to The Honourable William G. Davis, M.P.P., Mr. David Peterson, M.P.P., Mr. Bob Rae, M.P.P., and all Local Members of the Legislative Assembly.

Alderman B. Hinkley

WHEREAS, in 1978 an independent Commission headed by Henry E.Stewart, and entitled "The Hamilton-Wentworth Regional Review Commission", did recommend that the Head of Coun cil be elected at large;

AND WHEREAS, the Hamilton City Council, in its response to the Commission's recommendations, did support the popular election of the Board of the Hamilton-Wentworth Regional Council;

AND WHEREAS, the Regional Council supports the election of Regional Chairman at large, and the present City Council unanimously supports the election of Regional Chairman, and both the New Democratic Party of Ontario and the Liberal Party of Ontario supports the election of Regional Chairman at large;

AND WHEREAS, thousands of citizens of the Region have signed a petition calling upon the Provincial Government of Ontario to allow the citizens to choose their own Regional Chairman;

AND WHEREAS, the Provincial Government has refused to give the citizens of the Region this basic democratic right to choose, by popular election, the Head of Regional Council;

THEREFORE BE IT RESOLVED, in order to impress upon the Provincial Government of Ontario the wishes of the people of Hamilton that the following question be put on the ballot of the next Municipal Election:

"Are you in favour of having the Regional Chairman's position being elected at large:

YES_____ NO_____"

Alderman B. Charlton

WHEREAS, the entire operating deficit of the Hamilton Street Railway is payed by the citizens of Hamilton;

AND WHEREAS, the other five local municipalities determine the levels of service within their municipalities;

AND WHEREAS, levels of service in the City of Hamilton are presently determined by Regional Council;

AND WHEREAS, only three of the eight wards in Hamilton are represented on the Transit Committee,

AND WHEREAS, the service levels as set by the Regional Council are not adequate to meet the needs of the citizens of Hamilton;

THEREFORE BE IT RESOLVED, that all levels of service and route alignments for the Hamilton Street Railway, within the City of Hamilton, be set by City Council, with the Transport and Environment Committee taking responsibility for preparing reports for Council;

AND BE IT FURTHER RESOLVED, that fare rates and plans to improve Hamilton Street Railway service, so that it will meet the present and future needs of the citizens of Hamilton, be prepared by the Transport and Environment Committee and presented to Council."

Bill No. A-3

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended:

(a) by deleting from Section 3 (Half Hour Limit) the following item, namely:-

"Bold	North	commencing at a point 54 feet west of Caroline to a point 33 feet westerly therefrom".

and by adding thereto the following item, namely:-

"Bold	South	commencing at a point 25 feet west of Caroline to a point 40 feet westerly therefrom".

(b) by adding to Section 5 (One Hour Limit) the following item, namely:-

"Crockett	Both	Upper Sherman to East 27th".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"Bold	South	Queen to Bay".

and by adding thereto the following items, namely:-

"Bold	South	Queen to Hess
Bold	North	Hess to Caroline
Bold	South	Caroline to Bay
Dunraven	North	Beach to Westerly End
Comet	South	Beach to Westerly End
Granville	North	Beach to Westerly End".

PASSED this day of , A.D. 1984.

City Clerk Mayor

(1984) 2 R.T.E.C. 18, February 14

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Designate:

THE PROPERTY KNOWN AS "THE HAMILTON PUMPING STATION (1860)" LOCATED AT MUNICIPAL NO. 800 WOODWARD AVENUE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of The Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property known as "THE HAMILTON PUMPING STATION (1860)", located at Municipal No. 800 Woodward Avenue and more particularly described in schedule "A" hereto annexed, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B", to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

(i) to cause a copy of this by-law, together with reasons for the designation to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton, for three consecutive weeks.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 19 R.P.R.C. 8, October 11

SCHEDULE "A"

To

By-law No. 84-

THE HAMILTON PUMPING STATION (1860)

800 Woodward Avenue,
Hamilton, Ontario

Those lands and premises located in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of Part of Lot 30, Broken Front Concession, in the Geographic Township of Saltfleet and designated as Part 1 as shown on a Plan of Survey prepared by the Department of Engineering, Regional Municipality of Hamilton-Wentworth as Plan RB-H-251 Surveys.

SCHEDULE "B"

To

By-law No. 84-

REASONS FOR DESIGNATION

THE HAMILTON PUMPING STATION (1860)

800 Woodward Avenue,
Hamilton, Ontario

At the east end of the city, near Confederation Park, are located the original structures of Hamilton's first pumping station on the property of the region's present waterworks.

Built in 1857-60, the historic waterworks, the system as well as the architecture, was designed by Thomas C. Keefer, one of the country's most important civil engineers and a leading proponent of Canadian railroads, canals, and public works projects.

Of major significance is that this entire complex--the pumphouse along with its engines, flywheels and pumps, the boiler house, the woodshed and the chimney stack--all survived in excellent condition and relatively unaltered, thanks to the devoted and careful stewardship of city and regional engineers. Today, these rotative Wolf compound beam engines are the only surviving, operating beam engines in situ in North America. In 1982, the National Sites and Monuments Board of Parks Canada designated the pumping station as a "Site of National Importance".

In terms of industrial architecture, the waterworks dates from the end of Hamilton's limestone era and from the beginning of the region's industrial expansion. Keefer's pumphouse design combines the massive masonry construction of Classical Revival style with the streamlined gleaming machinery of the new industrial age. The interior is a stunning and masterful synthesis of the two. The machinery, of English design, was a milestone in Canadian industrial history for it marked the first time that such large-scaled works were manufactured in this country, successfully executed by the John Gartshore Iron Foundry of Dundas.

Historically, Keefer's waterworks represented a major step forward in Hamilton's evolution into a modern city and considerable credit is due such foresighted leaders as Adam Brown. In keeping with its civic tradition, the original complex will be opened to the public in 1983 as a regional waterworks and steam museum.

Bill No. B-2

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Designate:

THE PROPERTY KNOWN AS "THE RIGHT HOUSE"
LOCATED AT MUNICIPAL NOS. 35-41 KING STREET EAST

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of The Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property known as "THE RIGHT HOUSE", located at Municipal Nos. 35-41 King Street East and more particularly described in schedule "A" hereto annexed, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B", to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

(i) to cause a copy of this by-law, together with reasons for the designation to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton, for three consecutive weeks.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 19 R.P.R.C. 7, October 11

SCHEDULE "A"

To

By-law No. 84-

THE RIGHT HOUSE

35-41 King Street East,
Hamilton, Ontario

FIRSTLY:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Nathaniel Hughson Survey, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth (formerly the County of Wentworth) and Province of Ontario, and being composed of Part of Lot 4 fronting on the north side of King Street, Part of Lot 29 fronting on the south side of King William Street and Part of the alleyway between the said Lots closed by By-Law No. 565 of the Corporation of the City of Hamilton, passed the 14th day of May, 1906, and which may be more particularly described as follows, that is to say:

COMMENCING at the southeastern angle of Lot 4 aforesaid, being the intersection of the northern limit of King Street with the western limit of Hughson Street as shown on the Nathaniel Hughson Survey and being the intersection of the northern limit of King Street with the western limit of Hughson Street as shown on plan of survey BA-784 registered by the Director of Titles on the 23rd day of December, 1975 as Instrument No. 400465 A.B.;

THENCE westerly along the northern limit of King Street 60.42 feet more or less to a point in the production southerly of the line of the western face of the western wall of the building erected upon the lands herein described now occupied by the Right House and known as Numbers 35 to 41 King Street East;

THENCE northerly to and along the western face of the said wall 138.21 feet more or less to an angle in the said wall, the said angle being distant 61.0833 feet measured westerly parallel with the northern limit of King Street from the western limit of Hughson Street;

THENCE westerly along a southern face of a southern wall of the aforesaid building .75 feet more or less to an angle in the said wall;

THENCE northerly along a western face of a western wall of the said building .73 feet more or less to an angle in the said wall;

THENCE westerly along a southern face of a southern wall of the said building .46 feet to an angle in the said wall;

THENCE northerly along a western face of a western wall of the said building 11.73 feet more or less to an angle in the said wall, the said angle being distant 62.21 feet measured westerly parallel with the northern limit of King Street from the western limit of Hughson Street;

THENCE westerly along a southern face of a southern wall of the said building 4.54 feet more or less to an angle in the said wall;

THENCE northerly along a western face of a western wall of the said building 17.87 feet more or less to an angle in the said wall, the said angle being distant 67.12 feet measured westerly parallel with the northern limit of King Street from the western limit of Hughson Street;

THENCE westerly along a southern face of a southern wall of the said building 11.12 feet more or less to an angle in the said wall;

THENCE northerly along a western face of a western wall of the said building 52.77 feet more or less to the northwestern angle of the said building;

THENCE easterly along the northern face of the northern wall of the said building erected upon the lands herein described, and the production easterly of the line thereof 79.71 feet more or less to a point in the western limit of Hughson Street;

THENCE southerly along the western limit of Hughson Street 220 feet more or less to the place of beginning.

SECONDLY:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth (formerly the County of Wentworth), and Province of Ontario and being composed of Parts of Lots 29 and 30 fronting on the south side of King William Street between James and Hughson Streets in Nathaniel Hughson's Survey in the said City of Hamilton, and which may be more particularly described as follows, that is to say:

COMMENCING at a cross cut in the concrete walk marking the intersection of the southern limit of King William Street with the western limit of Hughson Street, being the northeastern angle of said Lot 29;

THENCE westerly along the southern limit of King William Street 84.33 feet to an iron bar planted in the eastern limit of the alleyway opened by By-Law Number 565 of the Corporation of the City of Hamilton, passed the 14th day of May, 1906;

THENCE southerly along the eastern limit of the aforesaid alleyway 67.29 feet more or less to a stake planted in the production westerly of the line of the northern face of the northern wall of the Right House building erected upon the lands immediately adjoining on the south;

THENCE easterly to and along the northern face of the aforesaid wall and the production easterly of the line thereof 83.37 feet more or less to a cross cut in the concrete marking a point in the western limit of Hughson Street;

THENCE northerly along the western limit of Hughson Street 68.06 feet more or less to the place of beginning.

THE foregoing description being intended to describe the parcel of land upon which is erected the building known as the Right House, and being municipally known in the year 1983 as Numbers 35 to 41 King Street East, Hamilton, Ontario.

SCHEDULE "B"

To

By-law No. 84-

REASONS FOR DESIGNATION

THE RIGHT HOUSE

35-41 King Street East,
Hamilton, Ontario

In 1890 to 1893, Hamilton merchant Thomas C. Watkins built the new premises for The Right House on Gore Park, heralding the arrival in the city of a contemporary innovation—retail marketing on the grand scale. The Right House was bigger, bolder and better equipped than any of its neighbouring rowhouse stores. Architect William Stewart & Son had been able to translate this new merchandising spirit into architectural terms with considerable success and a good measure of Victorian flamboyance.

In the interest of promoting its "modern" aspect, The Right House design employed many of the fashionable features of the day: running arcades, columns and stone arches busily articulated the street facade; contemporary pressed metal work provided the crowning decoration to eaves and parapet (now gone); window openings contained so much plate glass that the building was nicknamed the Crystal Palace; and modern conveniences such as the elevator offered an added degree of comfort and class to shopping excursions. In terms of subsequent architectural developments, Watkins' building was not only the first but it is now also the last of the large nineteenth century department stores to survive intact in the city. As such, The Right House is a unique example of its kind in Hamilton.

That entrepreneur Watkins chose to locate on the Gore was in keeping with a city tradition, for the Gore was the commercial focus of Hamilton for both retail and wholesale businesses. Furthermore, Gore Park was a major city attraction for Hamiltonians at the turn of the century; its lush mature trees, flower beds and graceful fountain provided a setting not only pleasant for people but also highly complimentary to the surrounding architecture. Then, as today, Watkins' store related well to the site, for its design was both harmonious and distinctive, and its size was scaled appropriately for people and open square. While the Gore streetscape has continued to evolve—new buildings have replaced old and facades have changed according to fashion—the Right House has maintained its place of prominence. The building still serves as a major anchor block on the Gore, and, except for minor changes, retains its original appearance and vitality.

Of particular significance are the south and east facades on the exterior and the cast iron columns on the first floor of the interior.

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 44 and 52 ELGIN STREET

WHEREAS By-law No. 79-215, passed on the 31st day of July, 1979, and approved by the Ontario Municipal Board on the 7th day of December, 1979, (File No. R 793536), provided for the use of vacant land shown on schedule "A" thereto for the parking of motor vehicles for a period of two years that expired on the 30th day of July, 1981, in accordance with section 35 (29) of The Planning Act, R.S.O. 1970, Chapter 349, [now The Planning Act, 1983, S.O. 1983, Chapter 1, Section 38], and established such use as a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS By-law No. 81-341, passed on the 8th day of December, 1981, and approved by the Ontario Municipal Board by Order dated the 11th day of March, 1982, (File No. R 820245), provided for the use of the land for a further period of two years that expired on the 7th day of December, 1983;

AND WHEREAS subsection 38(3) of The Planning Act, 1983 provides that council may by by-law grant further periods of not more than three years each during which temporary use is authorized;

AND WHEREAS the land shown on schedule "A" hereto annexed continues to be used by the same owner of the land made subject to the aforesaid by-laws;

AND WHEREAS the land shown on the said schedule "A" is vacant and regulated by the "A" District provisions of By-law No. 6593;

AND WHEREAS parking on the said land is prohibited by the "A" District provisions;

AND WHEREAS it is intended to permit parking on the land for a period of time not exceeding three years from the date of the passing of this by-law;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "A" (Conservation, Open Space, Park and Recreation) district provisions of By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding section 7 of By-law No. 6593, the land may be used for the parking of motor vehicles thereon for a period of three years from the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-657b".

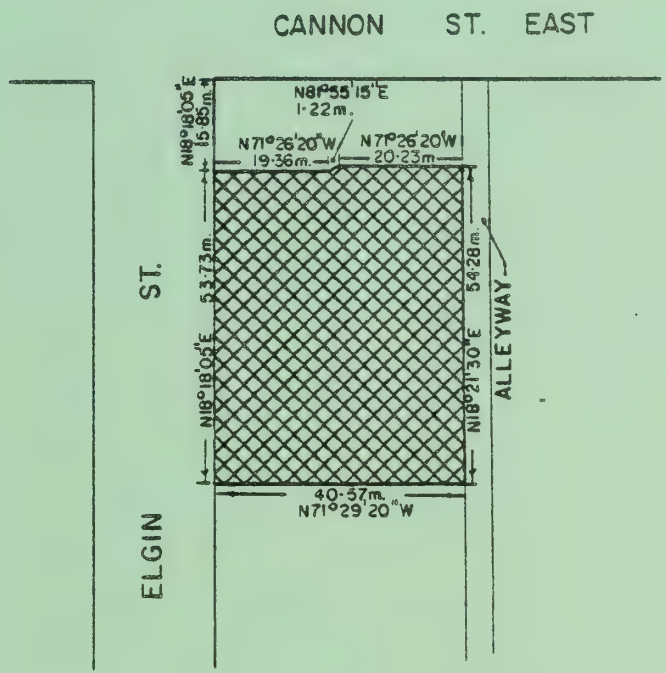
4. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-657b".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 25 R.P.D.C. 2, January 10
City Initiative 83-M



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.
PASSED THE DAY OF

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO.84-

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LOCATION OF LANDS TO BE REGULATED BY BY-LAW NO.84-

North	Scale	Reference File No.
	N. T. S.	C. I. 83-M
	Date	Drawing No.
	JAN. 9, 1984	

Bill No. D-20

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1591 UPPER JAMES STREET AND NO. 49 RYMAL ROAD EAST

WHEREAS By-law No. 73-327, passed on the 18th day of December, 1973, as amended by By-law No. 74-274, passed on the 26th day of November, 1974, and By-law No. 75-7, passed on the 28th day of January, 1975 and approved by the Ontario Municipal Board by Order dated the 4th day of February, 1975, (File No. R 74396), provided for the use of the vacant land shown on schedule "A" thereto for the parking of motor vehicles for a period of two years that expired on the 17th day of December, 1975, in accordance with section 35(29) of The Planning Act, R.S.O. 1970, Chapter 349, [now The Planning Act, 1983, S.O. 1983, Chapter 1, Section 38], and established such use as a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS By-law No. 75-323, passed on the 9th day of December, 1975 and approved by the Ontario Municipal Board by Order dated the 19th day of August, 1976, (File No. R 76376), provided for the use of the aforesaid land shown on schedule "A" to the by-law for a further two year period that expired on the 8th day of December, 1977;

AND WHEREAS By-law No. 78-150, passed on the 30th day of May, 1978 and approved by the Ontario Municipal Board by Order dated the 27th day of July, 1978, (File No. R 782090) provided for the use of the aforesaid land shown on schedule "A" to the by-law for a further two year period that expired on the 29th day of May, 1980;

AND WHEREAS By-law No. 81-292, passed on the 27th day of October, 1981 and approved by the Ontario Municipal Board by Order dated the 4th day of March, 1982, (File No. R 820157), provided for the use of the aforesaid land shown on schedule "A" to the by-law for a further two year term that expired on the 26th day of October, 1983;

AND WHEREAS subsection 38(3) of The Planning Act, 1983 provides that the council may by by-law grant further periods of not more than three years each during which temporary use is authorized;

AND WHEREAS the land shown on schedule "A" hereto annexed continues to be used by the same owner of the land, made subject to the aforesaid by-laws;

AND WHEREAS the land shown on the said schedule "A" is vacant and is regulated by the "AA" District provisions of By-law No. 6593;

AND WHEREAS parking on the said land is prohibited by the "AA" District provisions;

AND WHEREAS it is intended to permit parking on the land for a period of time not exceeding three years from the date of the passing of this by-law;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions of By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

   (a) notwithstanding section 7A of By-law No. 6593, the land may be used for the parking of motor vehicles thereon for a period of three years from the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-767a".

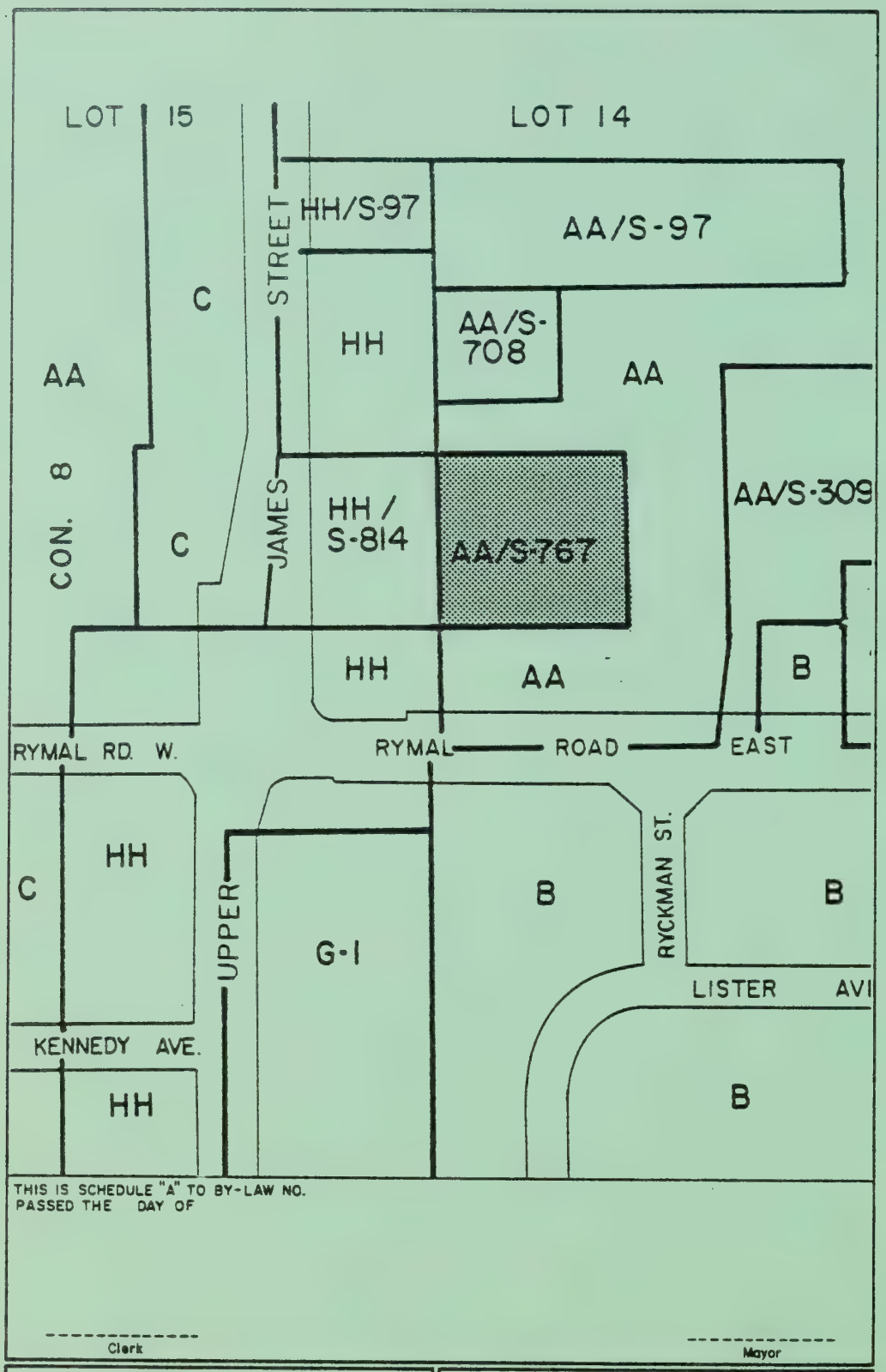
4. Sheet No. E-9D of the District Maps is amended by marking the land referred to in section 1, "S-767a".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 25 R.P.D.C. 1, January 10
Nethercott Chevrolet-Oldsmobile Limited, Owner
ZA-83-64



CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 84-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LOCATION OF LANDS TO BE REGULATED BY BY-LAW NO. 84-

North	Scale	Reference File No.
	1 = 2500	ZA83-64
	Date	Drawing No.
	JAN. 10, 1984	

Bill No. D-21

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA NORTH OF LIMERIDGE ROAD EAST AND WEST OF UPPER WELLINGTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"AA"** (Agricultural) district to **"G"** (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 1, and

(b) by changing from **"AA"** (Agricultural) district to **"RT-10"** (Townhouse) district, the land comprised in Block 2, and

(c) by changing from **"AA"** (Agricultural) district to **"A"** (Conservation, Open Space, Park and Recreation) district, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as schedule "A".

2. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the lands referred to in clause (a) of section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 13(1) of By-law No. 6593, no uses shall be permitted on the land other than one or more of the following,

(i) **PUBLIC AND INSTITUTIONAL USES** referred to in paragraph A of subsection 13D(1) of the said by-law, and

(ii) **COMMERCIAL USES** referred to in clauses (i, ii, iii, v, vi, vii, viii, ix, x, xi, xii, xiii, xiv, xv, xvi, xvii) of paragraph B of subsection 13D(1) of the said by-law, and

(iii) **ACCESSORY USES** referred to in paragraph C of subsection 13D(1) of the said by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-852".

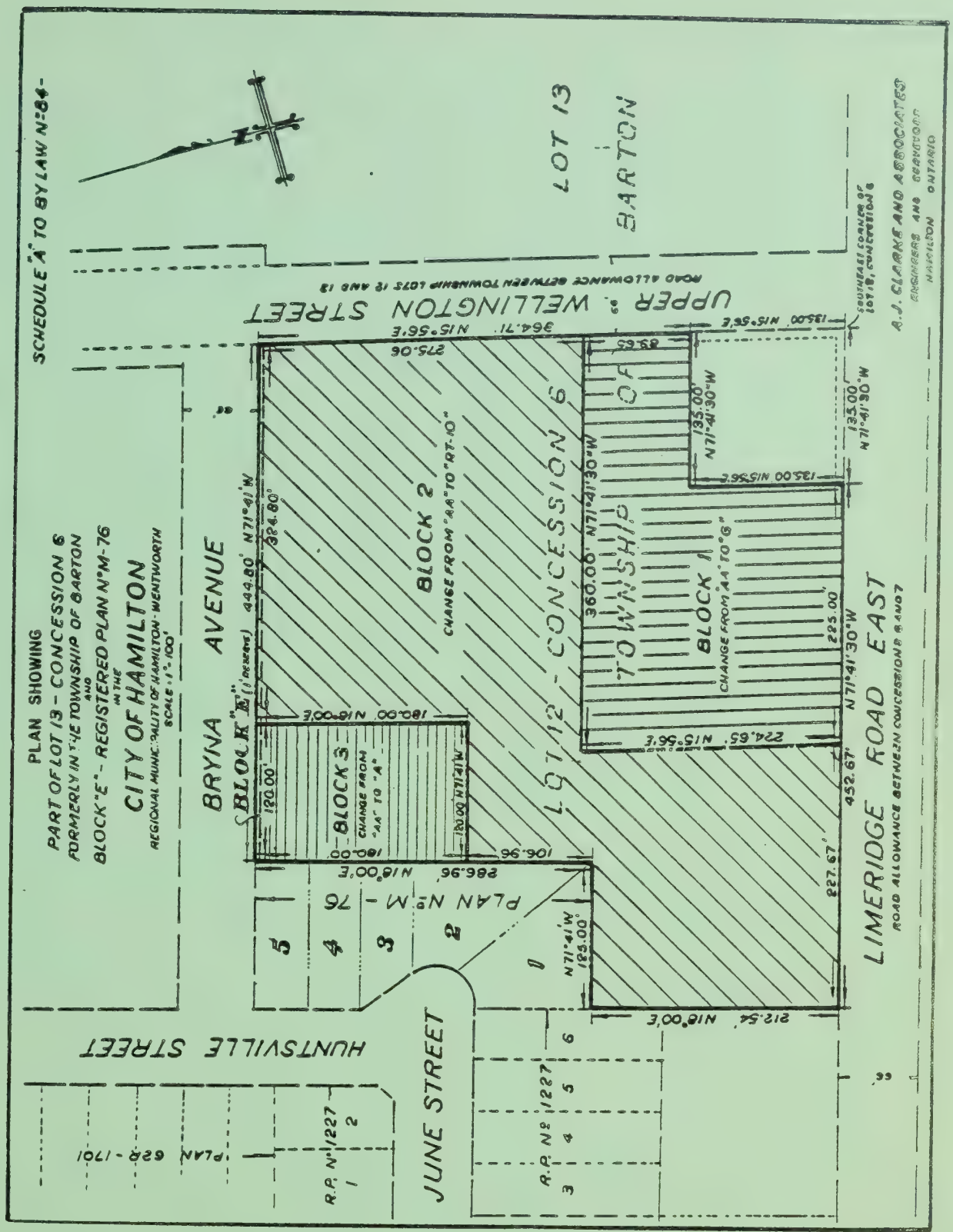
5. Sheet No. E-9A of the District Maps is amended by marking the land referred to in clause (a) of section 1 of this by-law, "S-852".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 25 R.P.D.C. 3, January 10
Marvin Wasserman, Owner
ZA-83-42



Bill No.

This is Schedule "A" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

C-17

City Clerk

Mayor

Bill No. D-22

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Provide For:

MAINTAINING LAND IN A CLEAN AND CLEAR CONDITION

WHEREAS section 210 of The Municipal Act, R.S.O. 1980, Chapter 302, provides as follows:

210. 74. For requiring and regulating the filling up, draining, cleaning, clearing of any grounds, yard and vacant lots and the altering, relaying or repairing of private drains.

76. For prohibiting the throwing, placing or depositing of refuse or debris on private property or on property of the municipality or any local board thereof without authority from the owner or occupant of such property.

77. For making any other regulations for sewage or drainage that may be considered necessary for sanitary purposes.

129. For prohibiting, or regulating and inspecting the use of any land or structures within the municipality or any defined area or areas thereof for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind.

(a) A by-law under this paragraph,

(i) may establish a schedule of fees chargeable upon inspection of such regulated land or structures,

(ii) may require the owners, lessees or occupants of such land or structures, at the expense of the owners, lessees or occupants, to cease using

such land or structures for such purposes, or to cover over any garbage, refuse, or domestic or industrial waste in any prescribed manner, whether or not such land or structures were so used before the passing of the by-law,

(iii) may define industrial or domestic waste.

(b) A by-law under this paragraph does not apply to the use of any land or structure by a municipality.

130. For prohibiting or regulating and inspecting the use of any land or structures for storing used motor vehicles for the purpose of wrecking or dismantling them or salvaging parts thereof for sale or other disposal.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

(a) "commissioner" means the Building Commissioner;

(b) "city" means The Corporation of the City of Hamilton;

(c) "domestic waste" means any article, thing, matter or any effluent belonging to or associated with a house or household or concerning or relating to the home or family that appears to be waste material; and for greater certainty, but not so as to restrict the generality of the foregoing terms of this clause it is hereby declared that domestic waste extends to the following classes of waste material:

1. Accumulations, deposits, leavings, litter, remains, rubbish, trash;

2. Refrigerators, freezers or other appliance, any attached hinges or latching, locking or other closing mechanism or device;

3. Furnaces, furnace parts, pipes, fittings to pipes, water or fuel tanks;

4. Inoperative motor vehicles, vehicle parts and accessories.

5. Paper, cartons;

6. Furniture;

7. Crockery;

8. Sewage;

(d) "industrial waste" means any article, thing, matter or any effluent belonging to or associated with industry or commerce or concerning or relating to manufacture or concerning or relating to any trade, business, calling or occupation that appears to be waste material; and for greater certainty, but not so as to restrict the generality of the foregoing terms of this clause it is hereby declared that industrial waste extends to the following classes of waste material:

1. Articles, things, matter, effluent which in whole or in part or fragments thereof, are derived from or are constituted from or consist of,

   (a) agricultural, animal, vegetable, paper, lumber, or wood products, or

   (b) mineral, metal, or chemical products,

   whether or not the products are manufactured or otherwise processed;

2. Automotive parts, inoperative vehicles, vehicle parts, mechanical equipment, mechanical parts, accessories or adjuncts to the vehicles and mechanical equipment;

3. Piping, tubing, conduits, cable and fittings or other accessories, or adjuncts to the piping, tubing, conduits or cable;

4. Containers of any size, type or composition;

5. Material resulting from, or as part of, construction or demolition projects;

6. Rubble, inert fill;

7. Bones, feather, hides;

8. Sewage;

(e) "inoperative motor vehicle" means a vehicle having missing parts, including tires or damaged or missing glass or deteriorated or removed metal adjunctions, which prevent its mechanical function;

(f) "inspector" means a person appointed under By-law No. 81-224;

(g) "owner" means an owner, lessee or occupant;

(h) "private drain" means a drain or sewer or part thereof situate on private property;

(i) "region" means The Regional Municipality of Hamilton-Wentworth;

(j) "sewage" includes any liquid waste containing human, vegetable, or mineral matter, waste that is in suspension whether domestic or industrial or any other waste whether in suspension or precipitated, but does not include roof water or storm run-off;

(k) "waste material" means material or effluent that, in the opinion of the commissioner or an inspector,

(i) appears to have been cast aside or discarded or abandoned; or

(ii) appears to be worthless or useless or of no practical value; or

(iii) appears to be used up, in whole or in part, or expended or worn out in whole or in part.

2. (1) Every owner, lessee or occupant shall keep his grounds, yard, or vacant land filled up, drained, clean or cleared up.

(2) Every owner, lessee or occupant shall keep in repair his private drain.

(3) Every owner, lessee or occupant shall alter or relay the private drain as may be required by the commissioner.

(4) For the purpose of subsection 2(1), "clean or cleared up" includes the removal of weeds or grass more than eight inches in height.

3. (1) No person shall throw, place or deposit refuse or debris on private property without the written authority of the owner or occupant of the property.

(2) No person shall throw, place or deposit refuse or debris on city property or regional property without the written authority of the city or region and where such property is occupied by a person other than the owner, without the written authority of the occupant.

4. Every owner, lessee or occupant shall provide for the sanitary disposal of sewage and drainage from his land or buildings.

5. (1) Except as provided in section 3 and in subsection 4, every owner, lessee or occupant shall keep his land free and clear of all garbage, refuse or domestic or industrial waste of any kind.

(2) No person shall use any land or structure within the city for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind.

(3) Subsections 1 and 2 do not apply to,

(a) land or structures used by the city or the region used for the purpose of dumping or disposing of garbage or refuse, or domestic or industrial waste;

(b) land designated by by-law of the city or region for the purpose of dumping or disposing of garbage or refuse, or domestic or industrial waste.

(4) Every owner, lessee or occupant shall cover over any garbage, refuse, domestic waste of any kind or industrial waste of any kind in such a manner as may be prescribed by the commissioner in writing.

6. Except as provided in The City of Hamilton Licensing Code, 1979, no person shall use any land or structure in the city for storing used motor vehicles for the purpose of wrecking or dismantling them or salvaging parts thereof for sale or other disposal.

7. (1) The commissioner or an inspector may, by notice sent by registered post served on the owner, lessee or occupant of the land or structure, require the owner, lessee or occupant within the time specified with the notice,

(a) to keep his private drains in repair;

(b) to alter or relay his private drains;

(c) to provide for the sanitary disposal of sewage and drainage from his land or structure;

(d) to clean, clear or remove from the land or structure garbage, refuse or domestic or industrial waste of any kind;

(e) to cease using the land or structure for the dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind;

(f) to cover over, screen, shield or enclose the garbage, refuse or the domestic or industrial waste in the manner prescribed by the commissioner.

(2) Every notice sent by the commissioner shall identify the land or structure.

(3) Every notice to an owner or lessee shall be sent to the address shown on the last revised assessment roll or to the last known address.

(4) Every notice sent to an occupant shall be to the address of the land or structure or to the last known address of the occupant.

8. (1) The commissioner or an inspector may inspect the use of any land or structure for the purpose of determining whether,

(a) the land or structure is used for dumping or disposing of garbage, refuse or domestic or industrial waste of any kind;

(b) the land or structure is used for the storing of used motor vehicles for the purpose of wrecking or dismantling them or salvaging parts thereof for sale or disposal;

(c) the owner, lessee or occupant has complied with any notice sent by the commissioner or an inspector.

(2) Every owner, lessee or occupant shall permit the commissioner or an inspector to inspect the land or structure for the purpose of subsection 1.

9. (1) Where the owner, lessee or occupant is in default of doing the matter or thing required to be done under this by-law, the commissioner may,

(a) fill up, drain, clean or clear up the grounds, yard or vacant land;

(b) repair the private drain or alter or relay the private drain;

(c) remove refuse or debris;

(d) provide for the sanitary disposal of sewage and drainage;

(e) remove garbage, refuse or domestic or industrial waste;

(f) cover over, screen, shield or enclose domestic or industrial waste;

(g) remove used motor vehicles stored for the purpose of wrecking or dismantling them or salvaging parts thereof for sale or other disposal.

(2) Where any of the matters or things are removed in accordance with subsection 1, the matters or things may be immediately disposed of by the commissioner.

(3) The city shall recover the expense in doing a matter or thing referred to in subsection 1 by action, or in like manner as municipal taxes.

10. Every owner, lessee or occupant who contravenes any provision of this by-law, is guilty of an offence and liable to a fine of not more than $2,000 upon conviction.

11. By-law No. 68-360, as amended by By-laws Nos. 73-39, 74-105, 74-118, 78-212, 81-218 and 83-13, is repealed.

12. The short title of this by-law is the Waste Materials By-law, 1984.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 19 R.P.D.C. 12(a), September 28

Bill No. D-23

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 201-203 CANNON STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at Nos. 201-203 Cannon Street East in order to permit the erection of a ground sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a ground sign having an area of 3.34 square metres, with a minimum clearance of 3.45 metres from grade level, to be located at Municipal Nos. 201-203 Cannon Street East.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 1 R.P.D.C. 6, January 31

Bill No. D-24

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Repeal:

By-law No. 83-113

Respecting:

MUNICIPAL NOS. 13-15 BOLD STREET

WHEREAS By-law No. 83-113, passed on the 12th day of April, 1983, enacted in accordance with subsection 10(4) of The Ontario Building Code Act, R.S.O. 1980, Chapter 51, authorized the alteration of the guards on the landing on the first floor of the building on the said land;

AND WHEREAS the owner has installed the guards on the landing in accordance with The Building Code;

AND WHEREAS it is desirable to repeal the said by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 83-113 is repealed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 1 R.P.D.C. 9, January 31

Bill No. D-25

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Establish:

A Board of Management

GENERALLY COVERING CONCESSION STREET BETWEEN EAST 18th STREET AND EAST 25th STREET

WHEREAS By-law No. 83-308, passed on the 30th day of November, 1983, designated as an improvement area the area aforesaid and more particularly described in Schedule "A" and shown on Schedule "B" to the said by-law;

AND WHEREAS subsection 1 of section 217 of The Municipal Act, R.S.O. 1980, Chapter 302 provides that where an improvement area is designated, the council,

> (1) ...may by by-law establish for any such area so designated a Board of Management to which may be entrusted, subject to such limitations as the by-law may provide, the improvement, beautification and maintenance of municpally owned lands, buildings and structures in the area, beyond such improvement, beautification and maintenance as is provided at the expense of the municipality at large, and the promotion of the area as a business or shopping area;

AND WHEREAS subsection 6 of the said section provides that,

> (6) A Board of Management established under subsection (1) is a body corporate and shall consist of such number of members appointed by council as the council considers advisable, at least one of whom shall be a member of the council and the remaining members shall be individuals assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. A Board of Management for the improvement area designated by By-law No. 83-308 is hereby established.

2. The Board of Management shall be composed of,

(a) members of council who are the Ward Aldermen in which the improvement area is located:

1. H. Merling.

2. B. Charlton.

(b) individuals who are assessed for business assessment in respect of land in the area or nominees of such individuals or of corporations so assessed:

1.	Mr. Ross Somerville	Lockharts Ladies Wear
2.	Mr. John Gallagher	John Gallagher Hairstyling
3.	Mr. Danny McLardy	Opies Meats
4.	Mr. Ray Devries	Ray Devries Real Estate
5.	Mr. Graham Jones	Jac 'N Jil Shoppe
6.	Mrs. Nancy Ruddick	The Book Den
7.	Mr. Stu Millar	New Dundee Pie Shoppe & Fish & Chips
8.	Mr. Don Ford	Don Ford Insurance
9.	Mr. Ian Hunter	Camtech Photographic Services Ltd.

2. (1) The Board of Management is hereby entrusted, subject to the limitations set out in subsection (2), with,

(a) the improvement, beautification and maintenance of municipally owned lands, buildings and structures in the improvement area, beyond such improvement, beautification and maintenance as is provided at the expense of The Corporation of the City of Hamilton at large, and

(b) the promotion of the improvement area as a business or shopping area.

(2) Any proposal to construct, repair, rehabilitate or otherwise improve municipally owned land and/or buildings within the said area shall be subject to the prior approval of the Director, Department of Community Development.

3. (1) The Board of Management shall submit to the general membership its estimates for the current year at a meeting called for that purpose.

(2) No estimates shall be approved unless by fifty percent plus one member in attendance at its general meeting.

4. Annexed hereto and marked Schedule "A" are the provisions of The Municipal Act relating to the Board of Management.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 2 R.P.D.C. 9, February 14

SCHEDULE "A"

To

By-law No. 84-

(Section 4)

The Municipal Act, R.S.O. 1980, Chapter 302, section 217

Term of office	(7) Each member shall hold office from the time of his appointment until the expiration of the term of the council that appointed him, provided he continues to be qualified, as provided by subsection (6).
Vacancy	(8) Where a vacancy occurs from any cause, the council shall appoint a person qualified as set out in subsection (6) to be a member, who shall hold office for the remainder of the term for which his predecessor was appointed.
Idem	(9) The members shall hold office until their successors are appointed and are eligible for reappointment on the expiration of their term of office.
Estimates	(10) A Board of Management established under subsection (1) shall submit to the council its estimates for the current year at the time and in the form prescribed by council and may make requisitions upon the council for all sums of money required to carry out its powers and duties, but nothing herein divests the council of its authority with reference to rejecting such estimates in whole or in part or providing the money for the purposes of the Board of Management and when money is so provided by the council the treasurer shall, upon the certificate of the Board of Management, pay out such money to the Board of Management.
Expenditure of moneys	(11) The Board of Management shall not expend any moneys not included in the estimates approved by the council or in a reserve fund established under section 165.
Borrowing prohibited restrictions on incurring indebtedness	(12) The Board of Management shall not borrow money and, without the prior approval of the council, it may not incur any indebtedness extending beyond the current year.
Assent of electors, etc. R.S.O. 1980, c. 347	(13) Section 149 of this Act and sections 64 and 65 of the Ontario Municipal Board Act apply to the giving of an approval of indebtedness by a council under subsection (12) as though the giving of the approval were the incurring of the indebtedness by the municipality.
Annual report	(14) On or before the 1st day of March in each year, a Board of Management shall submit its annual report for the preceding year to council, including a complete audited and certified financial statement of its affairs, with balance sheet and revenue and expenditure statement.
Auditor	(15) The municipal auditor shall be the auditor of each such Board of Management and all books, documents, transactions, minutes and accounts of a Board of Management shall at all times, be open to his inspection.
Dissolution of Board	(16) Upon the repeal of a by-law establishing a Board of Management, the Board ceases to exist and its undertakings, assets and liabilities shall be assumed by the municipality.

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF February, A.D., 1984.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of February, A.D. 1984

City Clerk Mayor

URBAN/MUNICIPAL
A31

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, February 28, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer
2. Minutes of Previous Meeting held February 14, 1984
3. Correspondence - enclosed
   (a) Petition from the Normanhurst Senior Citizens' Club against removal of the Seniors' Annual Bus Pass
   (b) Board of Management, Downtown Hamilton B.I.A. - objection to purchase of three parcels of land by the City
4. Reports of Standing Committees - attached
   A Transport and Environment Committee
   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee
5. Notices of Motion from previous meeting - attached
   (a) Alderman H. Merling
   (b) Alderman D. Gray
6. Notices of Motion for next meeting
7. First reading of Bills
8. Second reading of Bills - Committee of the Whole
9. Third reading of Bills
10. Question period
11. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **THIRD** Report for 1984 and respectfully recommends:

1. That the **Offer from Ranko V. Masonry & Construction Ltd. to purchase a one foot reserve along the southern limit of Landron Avenue** described as Part 11 and Part 13 on Reference Plan 62R-6447 for the sum of $1 be approved.

2. That the **City pay compensation to The Estate of Philip Velenosi, Owner's and Tenant's Interest carrying on business as Crown Motor Sales,** Wilma Velenosi and P.V. Holdings Limited of the properties known as 355 and 357 York Street, pursuant to the expropriation of said properties and interests therein, on October 15, 1975, under instrument No. 392651 AB. The total compensation payable is $195 588.85 plus interest and the closing of this transaction is scheduled for March 29, 1984. This expenditure is to be charged to account 0408-311506.

   NOTE: The subject land which contained 864m^2 more or less (9 301 sq.ft.) was located on the south east and south west corners of York/Ray intersection. It was acquired in conjunction with the York Street Widening project.

   Of the total compensation indicated herein $127 550 has already been paid by the City. Accordingly, the outstanding compensation is $68 038.85.

   In addition, simple interest at 6% is payable on $13 577.50 for a term commencing June 23, 1976 to the date of closing.

3. That:

   i. The **lease with Embassey General Contractors Ltd. for the commercial portion of the property at 1079 Upper James Street be renewed** for a period of two years commencing February 15, 1984 to February 14, 1986.

   The rent for the first year, February 15, 1984 to February 14, 1985 will be $11 040 per year (including realty taxes of approximately $4 632.34) to be paid in monthly installments of $920.

   The rent for the second year, February 15, 1985 to February 14, 1986 will be $11 702.40 per year (including realty taxes) to be paid in monthly installments of $975.20.

   ii. This lease may be terminated by either party to the agreement, by serving 60 days notice in writing.

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iii. At the expiration of this two year period, the lessee shall have the option to renew for a further one year period at a rental agreeable to both parties and after it has been established that the land will not be required for the Mountain Freeway during the term. The lessee will be responsible for all utility charges pertaining to the commercial portion of this property, plus all minor repairs to the building and maintenance of the parking area. The City will be responsible for all major repairs to the building such as a roof, electrical, heating and plumbing.

iv. The City Solicitor be authorized to prepare the necessary lease for this property.

4. That:

i. **Cannon Street and Britannia Avenue** in the area between Sherman Avenue and Parkdale Avenue **be deleted from the truck route system.**

ii. **Lottridge Street** between Cannon Street and Barton Street **be deleted from the truck route system.**

iii. The Regional Council be requested to change **Gage Avenue** between Barton and Main Streets to a **part-time truck route** (7:00 a.m. to 7:00 p.m.).

iv. The Regional Council be requested to **prohibit parking on the south side of Barton Street** between Cope Street and Strathearne Avenue.

v. The Regional Finance Committee be requested to recommend to Regional Council an appropriate means of financing intersection improvements at Barton and Sherman in the amount of $26 900.

5. That the existing **"Three Hour Parking Time Limit**, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the **west side of Ashley Street** from a point 368 feet south of Cannon Street East to Wilson Street, **be rescinded.**

6. That a **"One Hour Parking Time Limit"** regulation to be in effect 24 hours a day, seven days a week, **be implemented on the north side of Huron Street** between Sanford Avenue North and Stirton Street.

7. That an **"Alternate Side Parking" regulation be implemented on Scott Street** between Gainsborough Road and the southerly end, such that parking is prohibited:

i. on the east side of the street during the months of December, January, February and March, and from the 1st to 15th day of April, May, June, July, August, September, October and November, and;

ii. on the west side of the street from the 16th to last day of April, May, June, July, August, September, October and November.

8. That:

i. the existing **"Permit Parking Only" regulation commencing at a point 55 feet east of West Avenue South** and extending to a point 88 feet easterly therefrom **be lengthened,** such that the regulation commences at a point 55 feet east of West Avenue South and extends to a point 139 feet easterly therefrom, and

ii. the Acting Traffic Commissioner be authorized to **issue one "Permit Parking Only" permit** to Mr. R. Billiard, 289 Hunter Street East and Mrs. P. Troughton, 291 Hunter Street East.

9. That a **parking prohibition be implemented on the east side of Melrose Avenue North,** commencing at a point 121 feet north of Cannon Street East and extending to a point 63 feet northerly therefrom.

10. That:

    i. the agreement registered as Instrument No. 124561 C.D., which permits **vehicles to be parked on the boulevard of Lansdowne Avenue adjacent to No. 245 Lottridge Street, be discharged,** at the property owner's expense, and

    ii. the City Solicitor be directed to execute the documents in relation to the discharge of this agreement, and

    iii. the Regional Engineering Department direct the owner of the property to enter into a Paving Agreement and install pre-cast concrete curbing to prevent parking on the City boulevard, or, restore the boulevard area to grass.

11. That the Acting Traffic Commissioner be authorized to **issue one time limit exemption permit** to each of the first eight applicants residing in the apartment building at No. **170 Caroline Street South.**

12. That **no change be made to the traffic signal timing or pedestrian signal display** at the intersection of Main Street and Springer Avenue at the present time.

13. That Council approve the principle of **permitting commercial advertising on parking meters,** on the basis of a public tender and an agreement satisfactory to the City Solicitor.

    NOTE: The basic concepts of the proposals are that the municipality:

    (a) receives approximately $25 per meter, per year for each parking meter used for advertising purposes, based on 75% of 1 680 meters subject to negotiation of a satisfactory payment schedule,

    (b) receives higher payments for subsequent years based on increases charged to advertisers,

    (c) receives payments in accordance with a predetermined schedule,

    (d) has a percentage of meters allocated for public service messages (optional),

    (e) has the right to review all advertising and reject any advertising as unsuitable,

    (f) does not incur any costs for affixing, changing or removing the advertising.

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If such a proposal were to be considered, it would be necessary to ensure that the terms and conditions would be acceptable to the municipality in terms of revenue guarantees and to ensure that the implementation of this concept would not result in any costs to the municipality.

14. That:

    i. the **Policy Respecting Boulevard Parking for One and Two Family Dwellings,** as revised by City Council on 1983 April 26, **be amended to include three family dwellings,** and to restrict the width of the driveway approach ramp to a maximum of 27 feet in width, alone or in combination with another driveway approach ramp, for three family dwellings, and;

    ii. the Streets By-law 9329 be amended to authorize the Traffic Commissioner to approve driveway approach ramps to one or more parking spaces located partially in the front, side or rear yards of three family dwellings.

15. That the City Treasurer be directed to **refund $2 822 to DiCenzo Construction Ltd., which sum constitutes the maintenance charge for preliminary roads in Anna Capri Gardens.**

    NOTE: Anna Capri Gardens is a subdivision in the south-east area of the City which was registered in 1974. The agreement provided for the construction of preliminary roads and maintenance money in the amount of $2 822 was collected by the City.

    Subsequent to the registration, the subdivider chose to construct asphalt pavements immediately and by-pass the preliminary road stage. This eliminated the need of any maintenance by the City.

    In cases where preliminary roads are not constructed, as was the case in Anna Capri Gardens, it is normal City practice not to charge for preliminary road maintenance. For this reason, the money in this case should be refunded.

16. That the **appropriation for the City's share in Mohawk Gardens, Phase 2 be increased** by $1 970 and the cost be financed from Account No. 0280-12.

    NOTE: The actual City's share of costs of roadworks on Franklin Road, including maintenance and inspection costs, and engineering fees is $9 877.12.

    Construction is complete and based on the unit prices of the low bidder on the subdivision and field measured quantities, the City's share exceeds the amount appropriated by approximately $1 970.

17. That **Section 34 of the 7th Report of the Transport and Environment Committee,** approved by City Council on 83 03 29 **be amended** by:

    i. deleting the word "parking" in the first line of sub-section (d) of section (i) and substituting the word "stopping", and by deleting the word "parking" in the second line, such that the sub-section reads:

        (d) the prohibition of vehicles on the Mall to include the prohibition of stopping on the Mall so that tags may be issued;

ii. deleting the words "$10" and "no parking" in the first line of sub-section (e) of section (i), and substituting the words "$20" and "no stopping", such that the sub-section reads:

(e) a tag be issued for a penalty of $20 (equivalent to existing "no stopping" prohibition); where the fine is not paid within seven days the fine to be the same as provided in the City Traffic By-law.

18. That the **application of Haverty & Rankin, on behalf of the owner(s) of 129 Rebecca Street to retain the following inadvertent encroachment** on the road allowance:

i. Existing concrete steps approximately 0.60m by approximately 3.00m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

19. That the **application of Mr. P. Tice, on behalf of the owner(s) of 191 Roxborough Avenue to retain the following inadvertent encroachment** on the road allowance:

i. Existing front steps approximately 0.45m by approximately 1.52m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

20. That the **application of Mr. Mihailovich, on behalf of the owner(s) of 45 Kinrade Avenue to retain the following inadvertent encroachment** on the road allowance:

i. Front porch approximately 0.13m by approximately 8.53m

ii. Concrete steps approximately 1.77m by approximately 1.5m

be approved during the pleasure of City Council, provided:

(a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

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21. That the **application of Mr. J. M. Dean, on behalf of the owner(s) of 87 Victoria Avenue South to retain the following inadvertent encroachment** on the road allowance of Hunter Street East:

    i. 2 1/2 Storey brick building approximately 0.07m by approximately 4.57m

    be approved during the pleasure of City Council, provided:

    (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

    (b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

22. **The Transport and Environment Committee, at its meeting held on 1984 February 20, was, due to a four-four tie vote, unable to agree on either an affirmative or negative recommendation with respect to the following and is herewith submitting this matter to City Council for its disposition:**

    i. That Council approve the transfer of Limeridge Road East from Upper Wentworth Street to Leggett Crescent, to the Region, notwithstanding the Region's policy respecting assuming municipal roads; and

    ii. That the Region be requested to compensate the residents, in the subject area, their Local Improvement charges excluding:

    (a) the owners of new homes whose charges were paid through their development agreements; and

    (b) commercial properties.

23. That leave be granted to introduce the following bills:

    (a) A-4 By-law to Amend Streets By-law No. 9329 Respecting Print Media Vending or Distribution Boxes

    (b) A-5 By-law to Amend Local Improvement By-law No. 10605 Respecting Revised Costs to the Corporation for the Installation of Local Improvements

    (c) A-6 By-law to Amend By-law No. 66-100 to Regulate Traffic

    (d) A-7 By-law to Amend The Streets By-law No. 9329

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary
1984 February 20

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **THIRD** Report for 1984 and respectfully recommends:

1. (a) That the 1982 Gage Park set-up and clean-up charges for "It's Your Day" in the amount of $3,420., which have been paid by the Hamilton Folk Arts Council, be cancelled and applied against the 1983 Park charges, and further,

   (b) That the 1983 Park clean-up and set-up charges of $8,500. for "It's Your Day" which was held in Gage Park, June 30 to July 3, 1983, be reduced by $3,800., leaving a balance of $4,700.

   NOTE: Cancellation of the 1982 charges and adjustment of the 1983 charges will result in this organization receiving an equal benefit as has been approved by City Council for the organizer's of the Festival of Friends.

   For the information of the Members of City Council, the amount of adjustment for 1983 was arrived at by calculating the difference between the actual clean-up costs and the amount this organization budgeted in 1983.

2. (a) That City Council endorse the use of the present City of Hamilton By-law No. 76-271, to prohibit dogs running at large,

   (b) That the Hamilton S.P.C.A. be endorsed as the enforcing body for this by-law in City parks,

   (c) That the Hamilton S.P.C.A. be requested to engage additional staff to enable them to cover the City parks on an on-going basis throughout the summer months. Estimated cost - $12,000.,

   (d) That the Finance Committee be requested to recommend the method of financing the $12,000. required for this purpose.

3. (a) Approval of the leasing of a parcel of land measuring approximately 45' x 4.5'/2' at the rear of 292 St. Andrew's Drive to Roy and Marlene Gay for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council approval.

   (b) Approval of the leasing of a parcel of land measuring approximately 50' x 1.12'/.31' at the rear of 296 St. Andrew's Drive to Gerald and Marion Liberty for landscaping purposes only for the sum of $1 per annum plus taxes, commencing on the first day of the month following City Council approval.

   (c) Approval of the leasing of a parcel of land measuring approximately 50' x 26'/11' at the rear of 300 St. Andrew's Drive to Joseph and Egle Raberts for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council approval.

(d) Approval of the leasing of a parcel of land measuring approximately 50' x 22'/29' at the rear of 304 St. Andrew's Drive to John and Christina Ross for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council approval.

(e) Approval of the leasing of a parcel of land measuring approximately 55' x 27'/23' at the rear of 316 St. Andrew's Drive to Pauline Doran for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council aproval.

(f) Approval of the leasing of a parcel of land measuring approximately 65' x 9'/27' at the rear of 320 St. Andrew's Drive to Barbara Johnston for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council approval.

(g) Approval of the leasing of a parcel of land measuring approximately 65' x 28'/9' at the rear of 324 St. Andrew's Drive to Frank and Angela Giangregorio for landscaping purposes only for the sum of $1 per annum plus taxes, commencing the first day of the month following City Council approval.

4. Approval of the leasing of the property at 219 Belmont Avenue to Gerald and Brenda Elmas from January 27, 1984 to February 28, 1984 at a one time rental charge of $125. and commencing March 1, 1984 at a monthly rental charge of $325. including realty taxes.

This property was acquired for park purposes in the Crown Point West Neighbourhood and will be vacated and demolished and same is required for park development.

5. (a) That **Chambers & Company Ltd.** be retained to prepare market value appraisals of 40 and 42 Allan Avenue, 199 and 217 Tragina Avenue North, 229 Weir Street North and 208 Cope Street, for service upon the respective owners pursuant to Section 25 (2) of The Expropriations Act.

(b) **That Albert A. Takefman, Realtor and Appraiser** be retained to prepare a market value appraisal of 355 Britannia Avenue for service upon the owner pursuant to Section 25 (2) of The Expropriations Act.

Sufficient funds are available in Account No. 0408-C16096 to provide for same.

NOTE: With the adoption of item 1 of the 27th Report of the Parks and Recreation Committee, City Council, at its meeting on December 13, 1983, gave approval to expropriations proceedings to acquire the remaining properties in the Homeside Redevelopment Area. To comply with the requirements of the Act and to ensure service can be made as soon as possible after the registration of the expropriation plan, approval to retain independent appraisers to prepare market value appraisals of each of the seven (7) properties identified above, is required.

6. That the City of Hamilton agree to the lease amendment between Samuel and Sheridan Lax and the Macassa Bay Yacht Club which is required to permit the Club to install a 120' floating metal dock with the understanding that the Club will amend its existing lease with the City of Hamilton to include the Club use of the former Lax Brother's water lots which pertains to the existing and proposed dock facilities when the City receives possession of the Lax property and water lots.

7. That the application by Stronco Show Productions to operate an auto accessories show on the arena floor at the Mountain Arena on May 12 - 13, 1984 at a rental fee of $1,200. per day plus clean-up costs, be approved.

8. Approval of the request of the Rosedale Tennis Club to increase its' fees as follows:

	EXISTING	PROPOSED
Court Fees	$8.00 hr. $10.00 hr.	$10.00 hr. (non prime time) $12.00 hr. (prime time)
Membership Fees Summer Season	$105.00	$150.00

9. That green fees for Hamilton's Bi-Centennial Pro-Am Golf Tournament scheduled for Chedoke and King's Forest Golf Courses on July 7th and 8th, 1984, be waived.

NOTE: The waiving of these fees is in keeping with the policy guidelines approved by City Council on May 13, 1980 designating such a tournament as a special event which would add prestige to the City's Golf Courses.

10. That Mr. William J. Penfold, General Manager, Hamilton Convention Centre, be authorized to receive and approve advance bookings for the Victor K. Copps Trade Centre/Arena, through the Trade Centre/Arena Sub-committee, until such time as the management for the facility is in place.

NOTE: With the adoption of Section 7 of the Second Report of the Parks and Recreation Committee, City Council at its meeting on February 14, 1984, agreed to formerly request the Board of Directors of the Hamilton Convention Centre to authorize Mr. Penfold to assume responsibility for interm scheduling of events until such time as management for the facility is in place. Mr. Penfold requires an authority to report to and consult with, in regards to the advance booking of the facility.

11. (a) That the landscape plan prepared by Moorehead Fleming Corban McCarthy dated February 14, 1984 for Gore Park, attached herewith as Appendix "A" be approved;

(b) That a budget of $750,000. for Gore Park including a $50,000. contingency be approved;

(c) That the landscape plan prepared by Moorehead Fleming Corban McCarthy dated February 14, 1984 for the Gore Park extension (area in front of the Connaught Hotel), be approved,

(d) That monies be provided in the 1984 Capital Budget to fund the Gore Park extension,

(e) That the working drawings for this development be submitted to the Parks and Recreation Committee for approval prior to tendering.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

J. J. Schatz
Secretary

Feb. 16/22, 1984

Appendix "A" as referred to in Section 11, 3rd Report Parks and Recreation Committee.

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of City Council:

The Finance Committee presents its **FOURTH** Report for 1984 and respectfully recommends:

1. At its meeting on February 14, 1984, City Council referred back Item #10 of the Third Report of the Finance Committee which deals with Transit Programme Costs for 1984.

   The Committee has further reviewed this matter and now respectfully recommends:

   (a) That the 1984 transit assisted fare costs for the Group "A" persons (mentally and physically disabled, etc.) purchasing bus passes - $74,100 and the Group "B" persons (unemployed) - $256,550, for a total of $330,650, be included in the 1984 expenditure estimates of the City of Hamilton to be included in the mill rate calculations for the City of Hamilton which will be set approximately April 1984, and

   (b) That the 1984 transit assisted fare costs for the Group "A" persons purchasing bus tickets - $51,300 and citizens 70 years of age and over - $2,463,300, for a total of $2,514,600, be authorized for inclusion in the expenditure estimates for the City of Hamilton in December 1984, when the mill rates for both the City and Region will be adjusted by an equal amount and which will be approved by both City and Region Councils at that time; and

   (c) That section 8 of the Eighteenth Report of the Finance Committee which was adopted by City Council at its meeting October 25/26, 1983 which reads as follows, be rescinded:

      "8. That no action be taken on the request of Mr. H.O. Schweinbenz, Public Transit Manager, for the City of Hamilton to assume the costs of transit programmes in the City of Hamilton, in the City mill rate, as opposed to the Regional mill rate".

2. That $360,000 be provided as an allocation of the 1983 surplus of the City of Hamilton and that this amount be set up in a separate interest earning reserve to fund annual payments to OMERS over 15 years, for OMERS Agreement No. 280 (Fire Department - 30 and out) amounting to $42,184 per annum, with the first payment to commence in February 1984.

3. By County Court Writ of Summons issued February 13, 1981, Carmen, Calogara and Concetta Digati and Rose Gimaldi commenced action against Gene H. Abel and The Corporation of the City of Hamilton for personal injuries they suffered in a motor vehicle accident that occurred on August 15, 1980 when their motor vehicle was struck by a City vehicle operated by Gene H. Abel. They claimed $134,000 plus interest and costs against the City and Mr. Abel. It is recommended that their claims against the City and Mr. Abel be settled in the amount of $25,810 inclusive of interest and costs.

4. Mr. Allan, a City employee in the Fire Department suffered injury to his back, thigh and buttock on February 5, 1982 when he was hit by a motor vehicle operated by Charles Slote, owned by Gelco Canada Inc. and leased by the Toronto, Hamilton and Buffalo Railway Company and/or Canadian Pacific Limited. A settlement has been negotiated with the insurers for the aforementioned and it is recommended that this claim be settled in the amount of $3,735.37 inclusive of interest and costs, said amount to be payable to the City. After deduction of the City's expenses and costs and applicable interest, there will remain a surplus of $2,407.62 and it is recommended that in accordance with the authority granted under Section 8(4) of The Worker's Compensation Act, R.S.O. 1980, chapter 539, payment of the surplus be made to Mr. Allan. The Worker's Compensation Act provides that in event that Mr. Allan suffers a recurrence relating to this accident the above mentioned sum of $2,407.62 remains as a credit to the City and will be deducted from the amount of any further compensation or other benefit to which Mr. Allan may become entitled to from the Worker's Compensation Board with respect to this accident.

5. That the interim account of Weir & Foulds dated January 13, 1984 in the amount of $2,029.15 for fees and disbursements be paid. The City's share of this account will be one-half $1,014.57 with the balance to be paid by the Region.

NOTE: With the adoption of Section 7 of the Twentieth Report of the Finance Committee, City Council, at its meeting on November 29/30, 1983, authorized the City Solicitor to retain the services of this legal firm to take all necessary proceedings to protect the City's interest regarding the City telephone system

6. (a) Approval of the renewal of leases for the following eleven (11) sign locations with Mediacom Inc. for one (1) year commencing January 1, 1984 for the total amount of $12,166.20.

   (b) That the City Solicitor be authorized to prepare and have executed the necessary leases for these locations.

NOTE: Renewal fee is based on a charge of $478.44 per year per poster panel and $1,162.08 per year per bulletin board, plus taxes. The 1983 charges were based on a fee of $439.56 per poster panel and $1,013.04 per bulletin board.

	LEASE NO	LOCATION	SIGN	AMOUNT
(i)	H138	Burlington s/s w/o Woodward	2PP's	956.88
(ii)	H164	Britannia s/s e/o Cameron	2PP's	956.88
(iii)	H293	King and Pottruff Rd.	4PP's	1913.76
(iv)	H427	s/e Walmer Rd. & Woodward Ave.	2PP's	956.88
(v)	H192	Bay & Strachan s/e corner	4PP's	1913.76
(vi)	H507	s/s Burlington s/o Woodward	1 Bltn.	1162.08
(vii)	H196	s/w corner Burlington & Wentworth	2PP's	956.88
(viii)	H222	248 Crockett & Upper Sherman	2PP's	956.88
(ix)	H247	s/w corner James & Wilson	1PP (3 faces)	1435.32
(x)	H793	s/e corner Cannon & Gage	1PP	478.44
(xi)	H217	Concession s/s, e/o Sherman	1PP	478.44
			TOTAL	$12,166.20

7. Approval of the actions of the Finance Committee in providing a grant of $12,000. to the 91st Highlanders Athletic Association and authorizing the Secretary of the Finance Committee to pay this grant prior to formal approval of the 1984 estimates for the City of Hamilton.

   This approval was required in order that arrangements for this event which took place on Saturday, February 25, 1984, could be finalized.

8. (a) That the Council of the Corporation of the City of Hamilton endorse the efforts of **FOOD FOR ALL INTERNATIONAL MARATHON (FAIM)** to increase the understanding by Canadians and particularly Hamiltonians, of the causes of hunger and the barriers Third World people face in becoming self-reliant in food production and distribution;

   (b) That **FOOD FOR ALL INTERNATIONAL MARATHON (FAIM)** be authorized to include on its letterhead and promotional publications, a notation of the City's official support and endorsation;

   (c) That the Mayor be authorized to provide this organization with an "open letter" advising of the City's support;

   (d) That the City Clerk be authorized and directed to provide this organization with limited assistance in the areas of photo copying, secretarial services, telephones and the arranging of news conferences.

   (e) That Alderman B. Hinkley be authorized to act as the liaison between this organization and the City of Hamilton.

9. Section 2 of the Third Report of the Parks and Recreation Committee makes reference to the enforcement of City of Hamilton By-law No. 76-271 to prohibit dogs running at large in City parks at an estimated cost of $12,000. and requests the Finance Committee to recommend the method of financing this expenditure.

   In this regard, the Finance Committee recommends that the estimated cost of $12,000. for this purpose be included in the appropriate departmental estimates under the jurisdiction of the Parks and Recreation Committee, as a purchase of service arrangement with the Hamilton S.P.C.A.

10. That due to the high estimated mill rate increase, City Council authorize the Standing Committees to further consider those items approved by Council which have not been previously reconsidered and reaffirmed by Council, as a part of their considerations toward reducing the mill rate increase.

11. That the Council of the Corporation of the City of Hamilton endorse and support the position of Regional Council that representation be made to the Premier of Ontario to urge that the Provincial Government provide a 5% increase in unconditional grants to municipalities in 1984;

    And that the Mayor of the City of Hamilton and Chairman of the City's Finance Committee form part of the delegation that makes representation.

12. City Council at its meeting on September 27/28, 1983 referred back to the Parks and Recreation Committee a recommendation that an invitation be extended to the Canadian Parks and Recreation Association to hold its 1987 Annual Conference in the City of Hamilton. In that resolution reference was made to the commitment of certain financial sponsorship which was questioned at City Council inasmuch as the commitment was beyond the term of the present City Council.

    The Parks and Recreation Committee subsequently requested the Finance Committee to review the present policy relative the extending of invitations to host conferences and conventions with a view to recommending an overall policy and procedure which will enable City Council to extend such invitations.

    In this regard the Finance Committee recommends:

    (a) That funding conferences beyond the Council term not be undertaken unless funds are approved and provided by the present Council in the form of a reserve account;

    (b) That priority in allocating funds be given to conferences which have a municipal subject content;

    (c) That where appropriate, funding other conferences to a maximum of $3.00 per registered delegate (maximum of $1,000.00);

    (d) That the City continue to provide funding for this purpose at a rate of approximately $52,000. a year in total.

    (e) That the amount of $8,500. (estimated) which is presently included in Account No. 0374-1146 (Legislative Grants) for the City's share of the cost of the annual Quarter Century Club Dinner, be removed and placed in an appropriate account under the jurisdiction of the Personnel Committee.

12. Awarding of the following contracts:

    a) **STEETLEY LIME 7 AGGREGATES, Hamilton, Ontario**

    Crushed Stone - Delivery "A" Loaded on City's Trucks at Suppliers plants.

	Per Metric Tonne
Granular "A"	$ 4.48
19mm Blend	4.80
19mm Clear	4.50
9.5mm Chips (Washed)	4.80
6.4mm Chips (Washed)	5.00
53mm Clear	4.35
19mm Crusher Run	4.48
53mm Crusher Run	4.50
Rubble Stone	7.00

Crushed Stone - Delivery "C" Delivered within City (Zone 11)

	Per Metric Tonne
9.5mm Chips (washed)	$ 7.00
6.4mm Chips (washed)	7.20
53mm Clear	6.70

b) TARO PROPERTIES INC., Hamilton, Ontario

Crushed Stone - Delivery "A" Loaded on City's Trucks at Suppliers plants.

	Per Metric Tonne
Granular "A"	$ 4.40
19mm Blend	4.70
19mm Clear	4.70
53mm Clear	4.70
19mm Crusher Run	4.40
53mm Crusher Run	4.40
Rubble Stone	4.70

c) NATIONAL SLAG LTD., Hamilton, Ontario

Slag - Delivery "A" Loaded on City's Trucks at Suppliers Plant.

	Per Metric Tonne
Granular "A"	$ 4.90
19mm Crusher Run	4.90
19mm	5.50
9.5mm	6.05

Slag - Delivery "C" Delivered with City (Zone 11)

	Per Metric Tonne
Granular "A"	$ 7.41
19mm Crusher Run	7.41
19mm	8.01
9.5mm	8.56

d) LAKEVIEW SAND & GRAVEL LTD., Cambridge, Ontario

Crushed Stone - Delivery "C" Delivered within City (Zone 11)

	Per Metric Tonne
Granular "A"	$ 5.67
19mm Blend	5.77
19mm Clear	5.77
19mm Crusher Run	5.67

MIXED PORTLANE CEMENT CONCRETE

e) DELTAL READY MIX LTD., Hamilton, Ontario

Mixed Concrete - Federal and Ontario Sales Taxes Included.

Delivered within City Limits - Price Per Cubic Metre

Roadway or Sidewalk	$ 65.00
2% Calcium Chloride	1.50
Heat	5.00

Overtime Charges
After 4:30 p.m. and before 7:00 p.m. add $6.00 Per m^3
After 7:00 p.m. and before 9:00 p.m. add $8.00 Per m^3
After 9:00 p.m. and before 7:30 a.m. add $14.00 Per m^3

Demurrage - Delivery time allowed 50 min. for 5 m^3 or less
Delivery time allowed 100 min. for over 5 m^3
Additional time will be charged at the rate of $1.00/Minute ($60.00 Per Hour)

Underload Charges
1 m^3 - $60.00
2 m^3 - $40.00
3 m^3 - $25.00
4 m^3 - $15.00

Cost for Multiple Dropoff on a load: First Drop Included in price, $10.00 Per Drop thereafter.

f) DUFFERIN CONCRETE PRODUCTS, Hamilton, Ontario

Mixed Concrete - Federal & Ontario Sales Taxes Included.

Picked up at Suppliers Plant - Price Per Cubic Metre

Roadway or Sidewalk	$ 63.00
2% Calcium Chloride	1.75
Heat	6.00

g) RED-D-MIX CONCRETE CO., Hamilton, Ontario

Mixed Concrete - Federal & Ontario Sales Taxes Included.

Picked up at Suppliers Plant - Price Per Cubic Metre

Roadway or Sidewalk	$ 68.00
2% Calcium Chloride	1.75
Heat	6.00

h) RED-D-MIX CONCRETE CO., Hamilton, Ontario

Asphaltic Concrete - Price Per Tonne, Federal & Ontario Sales Taxes Included.
Delivery "A" Picked up at Suppliers Plant.

Sand Sheet - $44.40
Steel Slag - 41.20
HM-3 - $42.80
HM-5 - $37.80

Delivery "C" Delivered within City Limits

Steel Slag - $50.20

Hot Mix-Cold Laying Asphaltic Concrete - Picked up $48.30 Tonne

Liquid Asphalt - Picked up $ .95 Per Litre Delivered 51.55 Tonne.

Price subject to increase liquid asphalt.

i) **TARO PROPERTIES INC., Hamilton, Ontario**

Asphaltic Concrete - Price Per Tonne, Federal & Ontario Sales Tax Included
Delivery "A" Picked up at Suppliers Plant

Sand Sheet - $42.10
HM-3 - $42.10
Hot Mix - Cold Laying Asphaltic Concrete - Price Per Tonne

Picked up - $47.50

Prices subject to increase in asphalt.

j) **CAPITAL PAVING, Guelph Ontario**

Asphaltic Concrete - Price Per Tonne, Federal & Ontario Sales Taxes Included

Delivery "C" Delivered with City Limits

Sand Sheet - $47.00
HM-3 - $45.00
HM-5 - $41.00

Hot Mix - Cold Laying Asphaltic Concrete-Picked up $44.50 Per Tonne
- Delivered within City $50.00 Per Tonne

k) MCASPHALT INDUSTRIES LTD., West Hill, Ontario

Asphalt Emulsions, Delivered City Yards, Federal & Ontario Sales Taxes Included.

M.T.C. Primer - $ .3883 Per Litre

Cost to supply tank - no charge
Surcharge to fill tanks - no charge

Cationic RS-1K - Delivered $ .2423 Per Litre
Picked up $ .2323 " "

Surcharge to fill storage tanks - no charge.

l) HOLT CULVERT & METAL PRODUCTS LTD., Peterborough, Ontario

Corrugated Culvert Pipe - Federal Sales Tax Exempt, Ontario Sales Tax Included.

	Pipe Per Metre	Couplers Each
200mm x 1.6mm	$ 10.53	$ 3.21
300m x 2mm	20.11	6.13
400mm x 2mm	24.91	7.60
400mm x 1.6mm	21.11	6.43
450mm x 2mm	28.31	8.62
450mm x 1.6mm	24.31	7.42
500mm x 2mm	33.10	10.09
600mm x 2mm	37.29	11.37
600mm x 1.6mm	31.17	9.50
900mm x 2mm	59.29	18.07

m) CANADA CULVERT & METAL PRODUCTS LTD., Maple, Ontario

Corrugated Culvert Pipe - Federal Sales Tax Exempt, Ontario Sales Tax Included.

	Pipe Per Metre	Couplers Each
300mm x 1.6mm	$ 15.55	5.18
800mm x 1.6mm	41.02	13.67
560mm x 420mm x 1.6mm Metal Pipe Arch	27.74	9.29

n) ARMCO WESTEEL INC., Guelph, Ontario

Flex Beam Guide Rail, Federal and Ontario Sales Taxes Included.

	Flex Beam Per Metre
	$15.05
	Bolts Each
10.5"	$1.34
18"	1.83
1.5"	.56

o) C.I.L. INC., Willowdale, Ontario.

Price Per Unit, F.O.B. Various Locations, Federal Sales Tax Included, Ontario Sales Tax Extra.

Liquid Chlorine in 68Kg. Cylinders - $80.04 Per Cylinder ($1.177 Per Kg) Muriatic Acid - 26.0 Kg. Cont. - $12,48 Cont.
12% Bleach - 20 Litre Containers - $9.56 Per Container
65% Calcium Hypochlorite - 45.4 Kg. Drums - $110.69 Drum
Liquid Chlorine Cylinders charged at $175.00 each returnable.

Liquid Chlorine firm price until March 31, 1984, thereafter calendar quarterly price protection with 30 days written notice of increase. Muriatic Acid firm price until March 31, 1984 thereafter calendar quarterly price protection with 15 days written notice of increase. Calcium Hypochlorite monthly price protection with 15 days written notice of increase.

p) TENNIER ABSORBENT PRODUCTS LTD., Hamilton, Ontario

Price Per Unit, F.O.B. Various Locations, Federal Sales Tax Included, Ontario Sales Tax Extra.

Dense Soda Ash - 40 Kg Bags - $13.30 Bag
Ground Aluminum Sulphate - 45.4 Kg Bag - $17.50 Bag

Price firm for 90 days.

q) ALLIED CHEMICAL, DIV. ALLIED CANADA INC., Mississauga, Ontario

Price Per Tonne, Federal Sales Tax Included, Ontario Sales Tax Extra, F.O.B. Various City Yards, in 40 Kg bags .

Flake Calcium Chloride - $260.12 Tonne, Minimum truckloads 560 bags.
Returnable pallets if required at $20.00 each.
Price Per Litre, Federal Sales Tax Included, Ontario Sales Tax Extra, F.O.B. City Yards.

9. That leave be granted to introduce the following bill:

Bill C-3 - By-law To Amend By-law No. 81-217 Respecting Destruction of Treasury Department Records.

Respectfully submitted,

ALDERMAN P.J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

J.J. Schatz
Secretary

Feb. 23/84

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **THIRD** Report for 1984 and respectfully recommends:-

1. That approval be given to **Zoning Application 83-74, Woodglen & Co. Ltd., prospective owner,** to establish a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District for a 3.0 m wide strip of land at the rear of No.1245 Upper James Street, to establish uniform zoning for the existing commercial property as shown on the attached map marked as APPENDIX "A" on the following basis:

   (a) that the lands shown as Block 1 on the attached map marked as APPENDIX "A" be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;

   (b) that the "HH" (Restricted Community Shopping and Commercial) District regulations applicable to the lands described as Block 1 and Block 2 on the attached map marked as APPENDIX "A" be modified to include the following variances and restrictions:

      (i) that notwithstanding the provisions of clause (c) of subsection (3) of Section 14A of By-law No.6593, a rear yard of 9.0 m be provided;

      (ii) that a landscaped planting strip not less than 3.0 m wide shall be provided and maintained along the easterly boundary line within the "HH" zoned lands; and

      (iii) that a visual barrier not less than 1.5 m in height shall be provided along the easterly boundary line;

   (c) that the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-856, and that the subject lands on Zoning District Map E-9B be notated S-856;

   (d) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-9B; and

   (e) that the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   Explanatory Note - The purpose of the by-law is to provide for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District for a 3.0 m wide strip of land at the rear of No.1245 Upper James Street. The by-law will establish uniform zoning for the commercial property fronting on Upper James Street. The By-law will require that:

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(i) a rear yard of 9.0 m wide shall be required for the commercial property;

(ii) a landscaped planting strip not less than 3.0 m wide shall be provided and maintained along the easterly boundary line within the "HH" zoned lands; and

(iii) a visual barrier not less than 1.5 m in height shall be provided along the easterly boundary line.

2. That approval be given to **Zoning Application 83-72, Dominion Stores Limited, owner**, to establish a change in zoning from "G-3" (Public Parking Lots) District and "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District and a modification to the "H" District regulations for property located at No.75 Queenston Road, as shown on the attached plan marked as APPENDIX "B", on the following basis:

(a) that the lands shown as Block "1" be rezoned from "C" (Urban Protected Residential, etc.) to "H" (Community Shopping and Commercial, etc.) District;

(b) that the lands shown as Block 2 be rezoned from "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial, etc.) District;

(c) that the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No.6593 be modified to include the following variances as special requirements:

(i) that vehicular access be prohibited to the subject lands along Rosewood Road described as Blocks 1, 2 and 3 on the attached plan marked as APPENDIX "B"; and

(ii) that a visual barrier not less than 1.2 m nor more than 2.0 m high, be established along the entire easterly Rosewood Road property line of the lands described as Blocks 1, 2 and 3 on the attached map marked as APPENDIX "B";

(d) that the amending by-law be added to Section 19(B) of Zoning By-law No.6593 as Schedule S-857, and that the subject lands on Zoning District Maps E-74 and E-75 be notated S-857;

(e) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Maps E-74 and E-75;

(f) that By-law No. 79-275 be amended to establish Site Plan Control on the lands described as Blocks 1, 2, 3 and 4 on the attached map marked as APPENDIX "B"; and

(g) that the proposed zoning modification is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The By-law will provide for a change in zoning from "C" (Urban Protected Residential, etc.) District and "G-3" (Public Parking Lots) District to "H" (Community Shopping and Commercial, etc.) District to establish uniform zoning of the property located in the area west of Rosewood Road, between Queenston Road and Main Street East, as shown on Zoning District Maps E-74 and E-75.

The By-law also provides for the following modifications as special requirements:

(i) That vehicular access to the subject land be prohibited from Rosewood Road;

(ii) That a visual barrier not less than 1.2 m nor more than 2.0 m high, be established on the west side of Rosewood Road, along the entire easterly property line of the subject lands;

(iii) That development or redevelopment on the subject lands will be subject to Site Plan Control requiring the applicant to submit development plans for the approval of the Planning and Development Committee prior to issuance of a building permit.

3. (1) That approval be given to **Zoning Application 83-73, Netherlee Investments, Ron Lee in Trust, prospective owner,** to establish a modification to the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District regulations applicable to the lands located at Nos. 126-132 Cathcart Street, as shown on the attached plan marked as APPENDIX "C" on the following basis:

(i) that the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions of By-law No.6593 applicable to the subject lands be modified to include the following variances and restrictions:

(A) that the temporary use of the subject lands for the parking of automobiles for a three-year period shall be permitted in accordance with Section 38 of The Planning Act, R.S.O. 1983;

(B) that notwithstanding anything contained in By-law No.6593, only the following special provisions shall apply to the use referred to in clause (A) above:

(I) a front yard having a minimum depth of 3.0 m shall be provided and consist of a planting strip except for the area occupied by an access driveway;

(II) a visual barrier running parallel to the front lot line but not located closer than 3.0 m to the front lot line shall be provided except for the area occupied by an access driveway;

(III) a visual barrier not less than 1.2 m nor more than 2.0 m high shall be provided along every side lot line and rear lot line except that no visual barrier shall be situate less than 3.0 m in distance from a front lot line;

(IV) a planting strip at least 1.5 m wide shall be provided and maintained along every side and rear lot line and no parking shall be permitted within the said 1.5 m;

(V) where illumination is provided for the parking area, the illumination shall be directed towards or on the lot on which the parking area is located and away from

(1) any adjacent use;

(2) any highway;

(VI) no loudspeaker system shall be permitted;

(VII) vehicular access shall be restricted to Cathcart Street, and every access driveway to the temporary parking area shall be located not less than 3.0 m from the common boundary with the adjoining residential lots;

(VIII) a gravel or similar surface or other suitable paving shall be provided and maintained for every parking space and access driveway;

(ii) that the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-858, and that the subject land on Zoning District Map E-3 be notated S-858;

(iii) that the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map E-3;

(iv) that the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

(v) that the Beasley Neighbourhood Plan be modified accordingly by adding a notation on the Plan.

(2) That By-law No.79-275 establishing Site Plan Control Areas be amended by adding the subject lands to Schedule "A".

Explanatory Note - The purpose of the By-law is to provide for a modification to the "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District provisions applicable to the lands located at Nos.126-132 Cathcart Street, as shown on Zoning District Map E-3, to permit the temporary use of the lands for parking of motor vehicles for a period of three years. The By-law will require that -

(a) A front yard having a minimum depth of 3.0 m shall be provided and consist of a planting strip except for the area occupied by an access driveway;

(b) A visual barrier running parallel to the front lot line but not located closer than 3.0 m to the front lot line shall be provided except for the area occupied by an access driveway;

(c) A visual barrier not less than 1.2 m nor more than 2.0 m high shall be provided along every side lot line and rear lot line except that no visual barrier shall be situate less than 3.0 m in distance from a front lot line;

(d) A planting strip at least 1.5 m wide shall be provided and maintained along every side and rear lot line and no parking shall be permitted within the said 1.5 m;

(e) Where illumination is provided for the parking area, the illumination shall be directed towards or on the lot on which the parking area is located and away from -

(i) any adjacent use;

(ii) any highway;

(f) No loudspeaker system shall be permitted;

(g) Vehicular access shall be restricted to Cathcart Street, and every access driveway to the temporary parking area shall be located not less than 3.0 m from the common boundary with the adjoining residential lots;

(h) A gravel or similar surface or other suitable paving shall be provided and maintained for every parking space and access driveway.

In addition, the development of the temporary parking area will be subject to Site Plan Control.

4. That the draft approvals for **Rexford Survey** (Regional File No.25T-77033) **Trenholme Survey** (Regional File No.25T-80018) and **Butler No.1** (Regional File No.25T-76046) subdivisions, be recommended to the Region for one year extensions.

5. **Monitoring the Housing Market - City of Hamilton - 1982**

(a) That the report titled "Monitoring the Housing Market - City of Hamilton, 1982" be received by City Council for information;

(b) That housing monitoring continue on an annual basis, as recommended in the City of Hamilton - Housing Statement Update 1983; and

(c) that no action be taken at this time as a result of the 1982 Housing Monitoring, in order to establish trends for comparison with the targets contained in the Housing Statement Update 1983.

Explanatory Note - The City has been monitoring population and housing since 1976 in order to compare actual production with targets set in the Barnard Housing Study, subsequent Council-adopted policy, and the 1983 Housing Statement Update. Annual monitoring also shows trends in production as a guide to establishing housing policy.

6. **Municipal Non-Profit Housing**

(a) That City Council approve, in principle, the establishment of a Municipal Non-Profit Housing Corporation;

(b) That the City utilize the $5,000.00 Start-up Grant to hire a consultant to conduct the Best Buy Analysis, Procurement Technique, approach to loan lenders, and incorporation of the Municipal Non-Profit Housing Corporation as the first steps in establishing a non-profit housing project; and

(c) That the decision to proceed with the production of non-profit units be reviewed again by Council once the Corporation is established.

Explanatory Note - The Municipal Housing Statement Update identified a need for 556 additional assisted housing units, of which 139 would be rent-geared-to-income,

over the next three years. The Municipal Non-Profit Housing Programme can provide the units and also can assist the City to meet other housing objectives and needs, at little or no cost to the local taxpayer.

7. That -

   (a) the property located at No.284 King Street East be exempted from Setback By-laws 75-61 and 75-175; and

   (b) the City Solicitor be directed to prepare a by-law to exempt the property at No.284 King Street East from By-laws 75-61 and 75-175.

   Explanatory Note - Setback By-laws 75-61 and 75-175 prohibit the extension or construction of buildings on various arterial roads in the Central Area of the City. Accordingly, to allow a ground sign to be erected at No.284 King Street East, having an area of 18.95 square metres with a minimum clearance of 3.66 metres from grade, an exemption from these By-laws is required.

8. **Hamilton-Wentworth Official Plan Rural Policy Review**

   (a) That the findings of the Rural Policy Review of the Hamilton-Wentworth Official Plan are satisfactory; and

   (b) That the City Clerk be directed to advise the Regional Council of Hamilton-Wentworth accordingly.

   Explanatory Note - The Hamilton-Wentworth Planning and Development Committee has circulated a report reviewing the Rural Policy of the Regional Official Plan to the City for comment. Since the findings of this review do not affect the planning intentions of the City but rather would improve the Regional Official Plan, the proposed policy revisions are acceptable.

9. That the Building Commissioner be authorized to issue a Demolition Permit for the demolition of the residential building **No.50 Potruff Road North**, for which application has been processed through the Building Department and the Planning and Development Committee.

10. That the City Solicitor be authorized and directed to prepare a by-law for the demolition of the garage at No.269 Province Street South, cutting out the brushwood, removing all debris from the site, and to make general minor repairs, and apply paint to the exterior wood surfaces of the building.

    Explanatory Note - The Building Department now has a binding Order which is Registered on Title. The owners or persons having a financial interest in the property have not complied with the Order nor seen fit to make any appeals regarding the said Order. The recommendation to enforce the Order is to ensure the health, welfare and safety of the inhabitants of the surrounding area.

11. That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No.83-297, dated November 8, 1983, which was prepared for the demolition of the building and clearing of lands at No.1224 Cannon Street East, pursuant to Subsection 21 of Section 43 of the Planning Act, R.S.O. 1980, Chapter 379.

Explanatory Note - The requirements of the By-law have been complied with in that the building has been demolished under the terms and conditions contained therein.

12. That the Lease Agreement between the City of Hamilton and the Hamilton Region Conservation Authority with respect to the Beach Strip Acquisition and Demolition Programme attached hereto as APPENDIX "D" be amended by deleting the following sentence from Paragraph 11 which states -

> "However, if requested by the Lessor (Hamilton Region Conservation Authority) or in the Lessee's (City's) discretion, all or some of the improvements on a property need not be demolished due to architectural, cultural and historic reasons, they shall not be demolished by the Lessee (City)"

and replacing same with the following sentence -

> "All or any part of the buildings situate upon a property included in this Lease by the Lessor (Hamilton Region Conservation Authority) shall not be demolished by the Lessee (City) whenever the Lessor (H.R.C.A.) and the Lessee (City) or either of them decide that the building should be allowed to remain".

The amendment to the Lease Agreement will allow those properties which are in good condition to be rented.

13. That Robinson Securities Limited be required to abide by the covenants contained in Clause 8 (a) of the Abandonment Agreement dated June 13, 1972 which states as follows:-

"8 (a) Robinson Agrees to erect a two-storey building for a warehouse and/or other purposes upon the said lands described in Schedule "E" hereto, within twelve years from the First day of December 1972, each storey of such building to cover not less than 75% of the area of the lands described in Schedule "E" hereto, provided that if such building is not erected, Robinson agrees to pay an amount to the City annually equal to the Municipal Taxes payable if such building were erected to the lot line of the lands in Schedule "E" hereto, and completed on the First day of December 1984, from and after such date until the completion of such building."

Explanatory Note - The subject property was known as 19-23 MacNab Street South and was owned by Robinson Securities Limited. Erected on the 12,022 square foot site was an old warehouse building used by Robinsons Department Store.

The City expropriated this site on April 27, 1971.

On September 23, 1977, the City registered an Abandonment Agreement, whereby the City allowed Robinsons to retain 5,397 square feet of land not required for the widening of MacNab Street. The City demolished the warehouse building prior to the above-mentioned Agreement.

14. That **Corham Developments Limited** be given an unsecured exclusive Option on the City-owned lands bounded by York, Napier, Bay and Caroline Streets, known as Block 101, for a period of six months, in order to formulate a development proposal.

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15. That a grant and repayable loan in the amount of $3,275.00 be approved for Mr. and Mrs. W. Drahusz, 107 Case Street, for the adaptation of their home for Mr. Drahusz' handicap, and that subject to approval the loan be registered on title indicating that a forgiveable grant in the amount of $1,638.00 be earned over a three-year period and the balance of $1,637.00 will be repaid to the Corporation of the City of Hamilton at the time of sale of the property. The interest rate on the repayable portion will be 0%.

16. That the following list of applicants be submitted to City Council for approval authorizing the Department of Community Development to process grants and/or loans in an amount not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under The Property Standards By-law No. 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.) Or, pursuant to By-law No. 78-113 for the Hamilton Rehabilitation Programme (H.A.R.P.).

    That the officials of the Corporation involved in these Programmes be authorized to take all action that is necessary to process these loan applications and that the Mayor and City Clerk be authorized to execute on behalf of the City any documents required in connection with the Ontario Home Renewal Programme and the Hamilton Rehabilitation Programme.

Ontario Home Renewal Programme

Mr. R. Baldry	43 Stapleton Avenue
Mr. J. Waterston	180 Campbell Avenue
Mr. R. Kempthorne	190 Tolton Avenue
Mr. R. Berry	179 Prospect Street South
Mr. D. Koppert	162 Cannon Street West
Mr. J. Creasey	91 East 31st Street
Mr. M. Flowers	312 East 12th Street

Hamilton Rehabilitation Programme

Mr. J. Price	28 Rosslyn Avenue North

17. **Cash payments for 5% Parkland Dedication -**

    (a) "Rolga Heights" -

        (i) That Item 12 of the Planning and Development Committee Report 35-79 as adopted by City Council on October 30, 1979, be rescinded; and

        (ii) The Corporation of the City of Hamilton accept the sum of $38,705.00 as cash payment in lieu of 5% parkland dedication, in connection with "Rolga Heights" Plan of Subdivision.

    NOTE: These lands are located east of Upper Sherman Avenue and south of the proposed Mountain Freeway in the Randall Neighbourhood.

(b) "Battleridge Subdivision - Phase 2" -

(i) That the Corporation of the City of Hamilton accept the sum of $36,248.86 as cash payment in lieu of 5% dedication in connection with "Battleridge Subdivision - Phase 2" final Plan of Subdivision.

NOTE: These lands are located east of Greenhill Avenue and south of King Street East in the Gershome Neighbourhood, Hamilton.

18. That leave be granted to introduce the following Bills:-

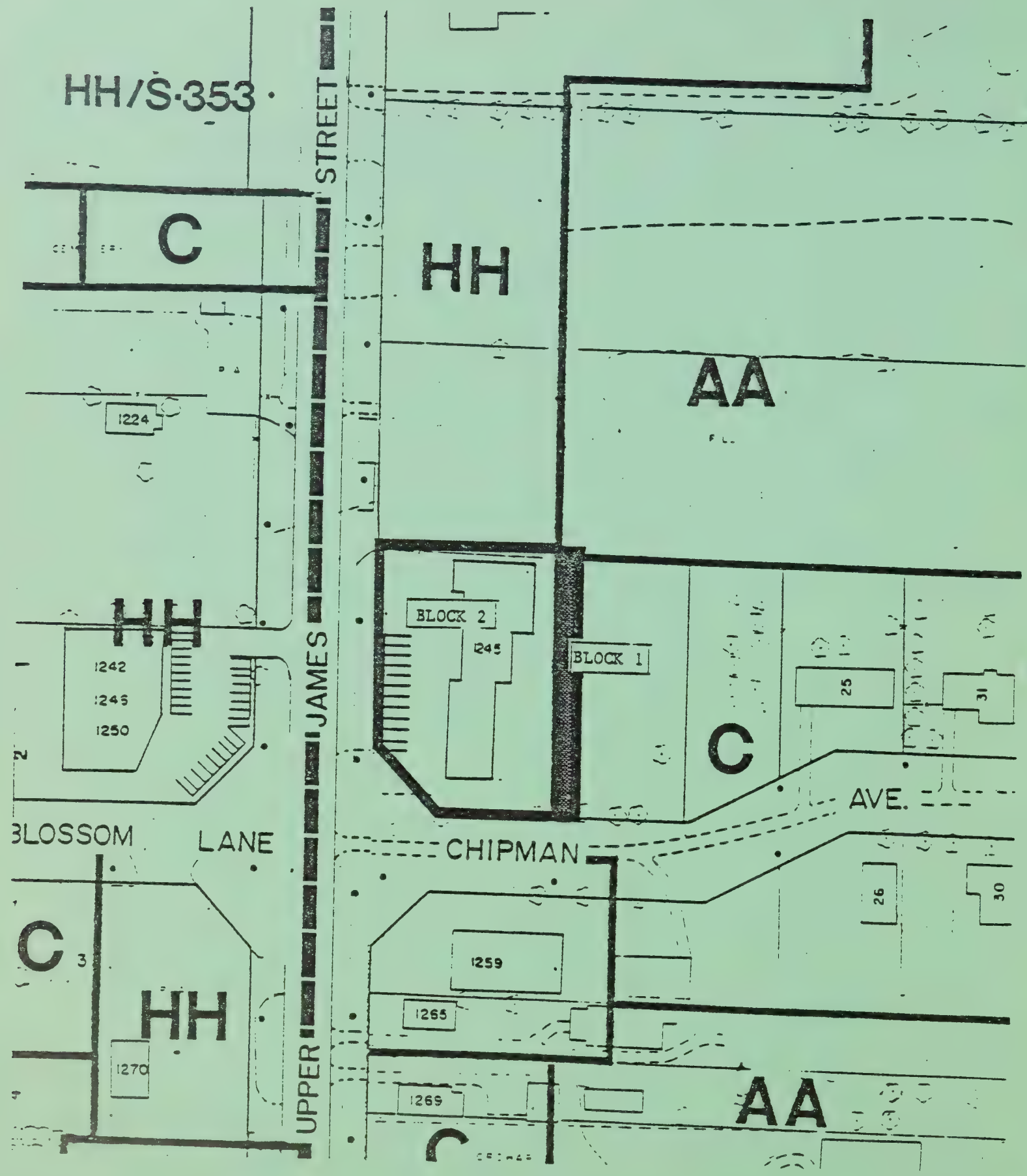
(a) Bill D-26 - By-law to Amend Zoning By-law No. 83-66 respecting Parking and Loading

(b) Bill D-27 - By-law to Amend Zoning By-law No.6539 respecting land located in the Normanhurst Neighbourhood

Respectfully recommended

JDT:bg
1984 February 15

Alderman W. M. McCulloch, Chairman
Planning and Decelopment Committee



LEGEND

CHANGE IN ZONING FROM "C" TO "HH"

LANDS TO BE MODIFIED

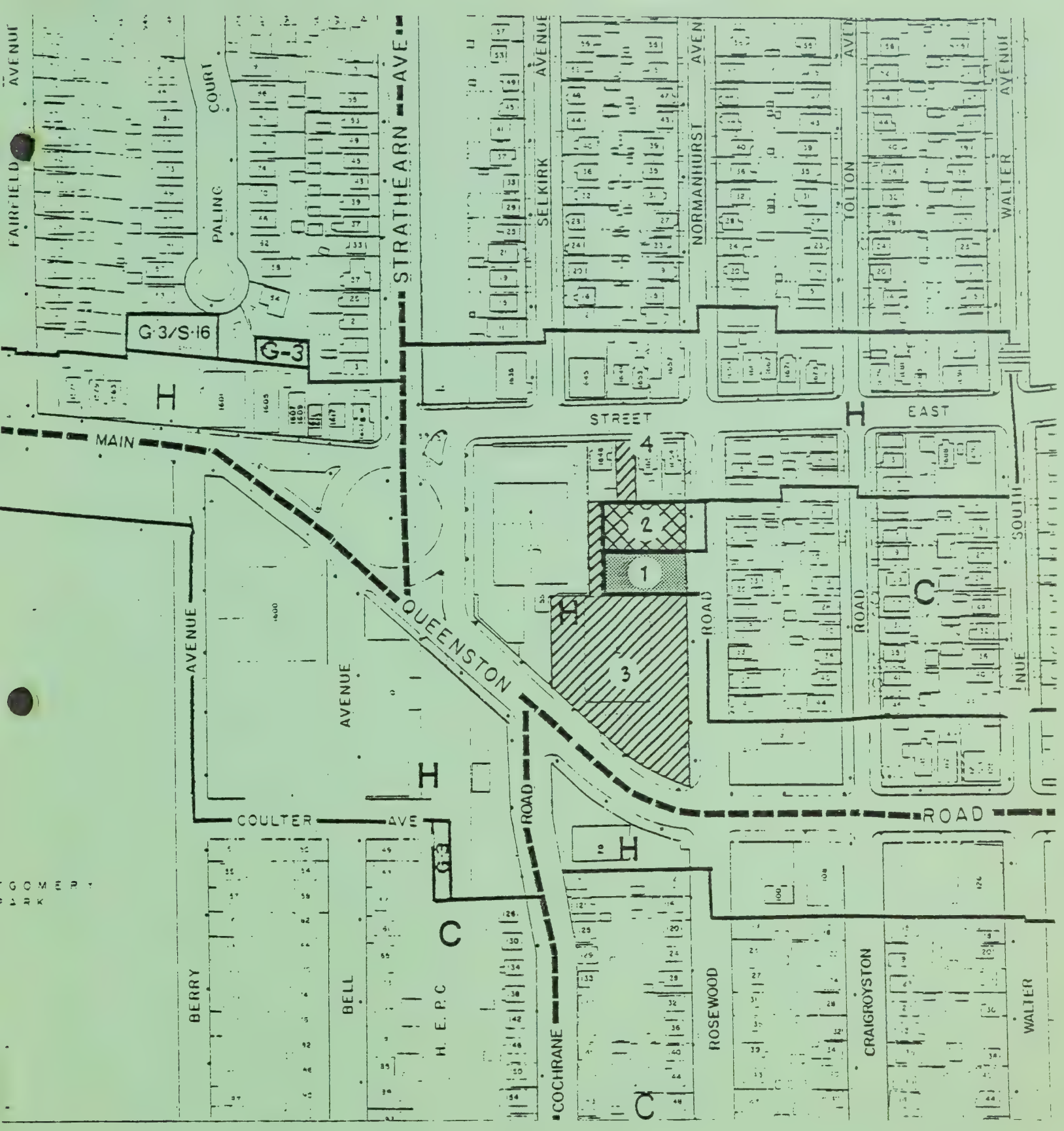
APPENDIX "A"
R.P.D.C.3-1

BLOCK 1

BLOCKS 1 AND 2

APPENDIX "A"
R.P.D.C.3-1

ZA-83-74



LEGEND

Block 1 — Change in zoning from "C" to "H"

Block 2 — Change in zoning from "G-3" to "H"

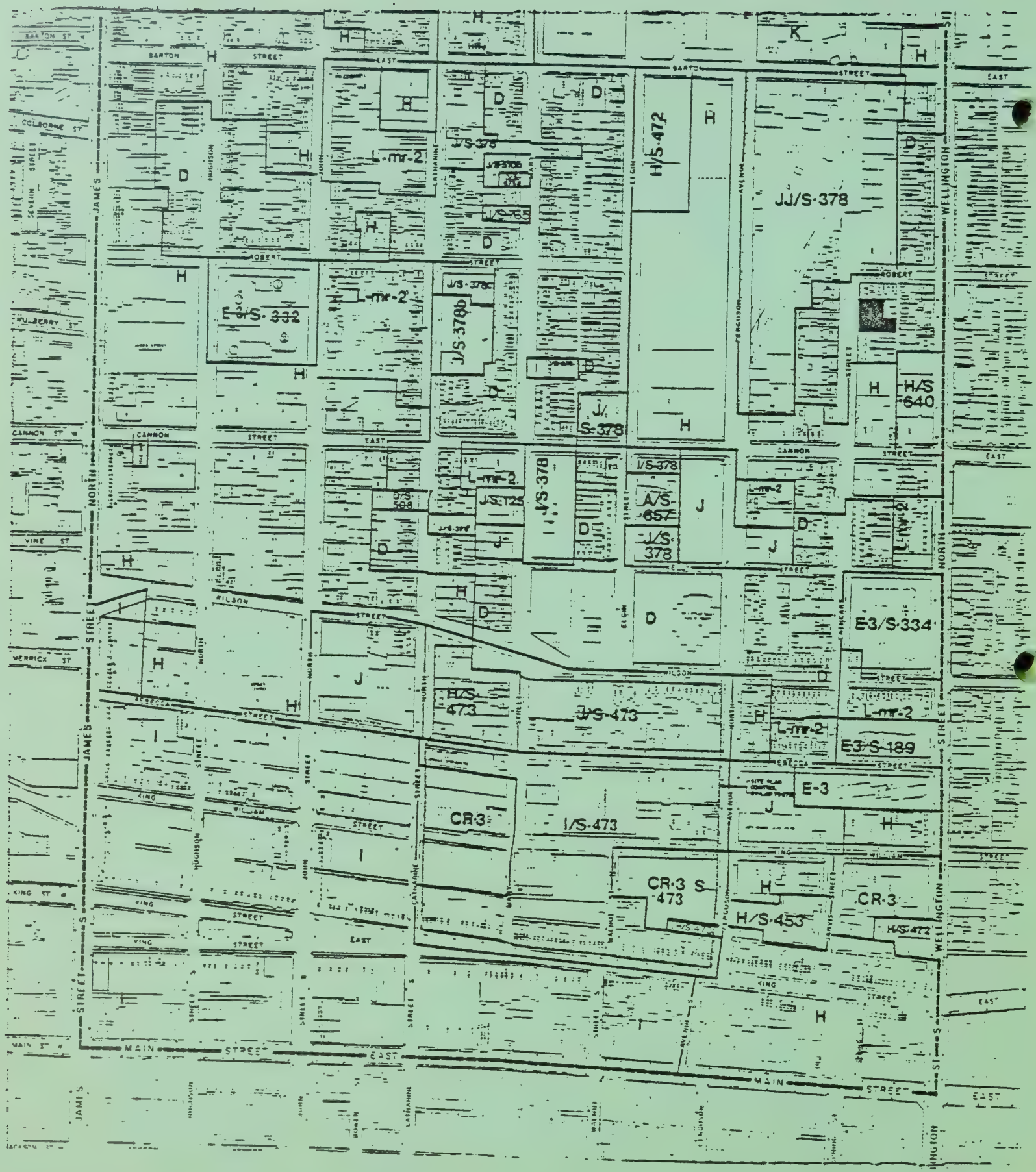
Blocks 1,2,3 & 4 — Lands subject to Site Plan Control

APPENDIX "B"
R.P.D.C.3-2

APPENDIX "B"
R.P.D.C.3-2

ZA 83-72

E



APPENDIX "C"
R.P.D.C.3-3

SITE OF THE APPLICATION.

2483-73

APPENDIX "C"
R.P.D.C.3-3

THIS LEASE made in quadruplicate on the 7th day of January, A.D. 1981.

IN PURSUANCE OF THE SHORT FORMS OF LEASES ACT.

B E T W E E N:

HAMILTON REGION CONSERVATION AUTHORITY

HEREINAFTER called the LESSOR OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF HAMILTON

HEREINAFTER called the LESSEE OF THE SECOND PART

WHEREAS the Halton-Wentworth Waterfront Study Report was prepared for the Hamilton Region Conservation Authority and the Halton Region Conservation Authority with financial help from the Government of the Province of Ontario by Acres Consulting Services Limited and Project Planning Associates Limited to describe, comment upon and make recommendations for the present and future use and management of the Lake Ontario waterfront in the Regional Municipalities of Halton and Hamilton-Wentworth and is dated June, 1972;

AND WHEREAS the said Halton-Wentworth Waterfront Study Report recommended that certain areas be acquired for public open space and recreation purposes and such areas included, among other areas that area of land located in the Regional Municipality of Hamilton-Wentworth bounded at the northwest by the Burlington Ship Canal, on the southwest by Hamilton Harbour (sometimes known as Burlington Bay) on the northeast by Lake Ontario and on the southeast by the northwesterly limit of Confederation Park, which particularly described lands are referred to herein as the Hamilton Beach Area;

AND WHEREAS the Lessee perceives the acquisition by a public body of all and singular the separately owned parcels of real property comprising the Hamilton Beach Area for eventual public open space and recreation purposes as recommended by the said Study as being beneficial to all people having convenient access to the Hamilton Beach Area;

AND WHEREAS the implementation of the Halton-Wentworth Waterfront Study recommendations regarding those areas over which the Lessor has jurisdiction is part of the Lessor's program designed to further the conservation, restoration, development and management of natural resources other than gas, oil, coal and minerals within the area over which it has jurisdiction and the Hamilton Beach Area is within the area over which the Lessor has jurisdiction;

AND WHEREAS the Lessee has requested the Lessor to adopt the specific recommendation of the Halton-Wentworth Waterfront Study Report that the individual land holdings comprising the Hamilton Beach Area be acquired for ultimate public open space and recreation purposes as a project to be composed of phases as contemplated by Section 24 of the Conservation Authorities Act, R.S.O. 1980, Chapter 85 as amended, each of which phases would be of the duration of one year and would consist of the acquisition by the Lessor of parcels of real property within the Hamilton Beach Area within that year by the expenditure of funds raised in the year of implementation of the phase;

AND WHEREAS the Lessor has established the phased acquisition of lands within the Hamilton Beach Area as one of its projects for the purpose of carrying out its program and has filed plans and a description thereof with and has obtained the approval in writing of the Minister of Natural Resources;

AND WHEREAS the Lessee, recognizing that those people having convenient access to the Hamilton Beach Area are those most likely to benefit from the carrying out of the Lessor's said project, has offered to enter into this lease with the Lessor and the Lessor, by entering into this lease would further the accomplishment of its statutory objects;

AND WHEREAS it is intended that this lease be a lease of FIRSTLY All and Singular those parcels or tracts of lands and premises located within the Hamilton Beach Area heretofore acquired by the Lessor under the phased acquisition project hereinbefore referred to together with SECONDLY All and Singular those certain parcels or tracts of land and premises located within the Hamilton Beach Area which the Lessor may hereafter during the terms of this lease or renewal(s) thereof acquire pursuant to the implementation of the phased acquisition project and which the Lessor includes in this lease for the balance of its term by Notice to the Lessee as provided in paragraphy eight below and subject always to the approval of the Lieutenant Governor in Council pursuant to clause 21 (c) of the said Act;

AND WHEREAS the Council of the Corporation of the City of Hamilton at its meeting held on the 25th day of May, 1976, in adopting Item 28 of the 25th Report of the Board of Control did approve that the Mayor and the City Clerk be authorized to execute this lease on behalf of such Corporation and at its meeting of December 11th, 1979, adopted Item 13 of the 52nd Report of the Board of Control to the same effect;

AND WHEREAS the Hamilton Region Conservation Authority at its meeting held on the 20th day of November 1980, approved that the Chairman and Secretary-Treasurer of the Conservation Authority be authorized to execute this Lease on behalf of the Authority;

NOW THEREFORE THIS INDENTURE WITNESSETH that in consideration of the rents, covenants and agreements hereinafter reserved and contained on the part of the said Lessee, to be paid, observed and performed, the said Lessor has demised and leased and by these presents doth demise and lease unto the Lessee, the following lands and premises:

FIRSTLY: ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth (formerly in the County of Wentworth) in the Province of Ontario and being more particularly described in Schedule "A" with respect to which the approval under clause 21 (c) of the Act was given by Order in Council numbered and dated attached hereto and forming part of this lease together with

SECONDLY: ALL AND SINGULAR those certain parcels or tracts of land and premises located on the Hamilton Beach Strip which the Lessor may hereafter during the term of this lease or renewal(s) thereof acquire pursuant to the implementation of the phased acquisition project and which the Lessor includes in this lease for the balance of its term by Notice to the Lessee as provided in paragaraph eight below and subject always to the approval of the Lieutenant Governor in Council pursuant to clause 21 (c) of the said Act.

TO HAVE AND TO HOLD All and Singular the lands and premises Firstly described from and including the 1st day of December, 1982 together with All and Singular the lands and premises Secondly described from the dates upon which they are included in this lease purusant to paragraph eight below to and including the 30th day of November, 2080.

1. The rent which shall be paid by the Lessee to the Lessor as provided in this lease shall be in the amount of the aggregate of all taxes, rates, duties and assessments of every nature and kind whatsoever that may be levied, rated, charged or assessed against all and singular the firstly described leased lands during the term of this lease and against the secondly described leased lands during the portion of the term of this lease that they are included in this lease whether such taxes, rates, duties and assessments are charged by any municipal, provincial, parliamentary, school or other body and whether or not of a kind now existing or within the present contemplation of the parties hereto and, without limiting the generality of the foregoing, shall include all taxes, rates, duties and assessments that may be levied by The Corporation of the City of Hamilton and The Regional Municipality of Hamilton-Wentworth.

2. The rent payable by the Lessee to the Lessor shall be payable in two semi-annual instalments on the 1st day of June and the 30th day of November in each year during the demised term the first of which semi-annual instalments shall be due and payable on the 1st day of June 1983 and the last of which shall be due and payable on the 30th day of November, 2080 or at such other times or by such other method as may be agreed upon and each of such instalments shall be in the amount of the aggregate of all taxes, duties and assessments of every nature and kind whatsoever as referred to in the next preceding paragraph which have become payable in respect of the demised premises by the Lessor during the preceding six months.

3. The Lessee shall during the term pay to the Lessor the rent hereby reserved in the manner hereinbefore mentioned without any deduction, abatement or setoff whatsoever and all rent in arrears shall bear interest, if demanded by the Lessor, at that rate of interest which shall be the same as the prime rate charged by the Lessor's principal banker at the time of such demand.

4. The Lessor may actively seek the acquisition of any property or properties within the Hamilton Beach Area or may, in its sole and unfettered discretion, wait until any property or properties within the Hamilton Beach Area is or are offered for sale by the owner or owners thereof before commencing negotiations to acquire the same or by such other method as may be agreed upon by the Lessor and the Lessee.

5. The Lessor agrees to use exclusively for the purposes of the Lessor's said acquisition project, the services of the Lessee's Real Estate Department, to

(a) negotiate for an obtain options for the purchases of properties in the Hamilton Beach Area by and in the name of the Lessor as purchaser;

(b) obtain a written property appraisal prepared by a real estate appraiser selected by the Lessor.

6. The Lessor or the Lessee may, upon six months' notice to the other, end this use of the Lessee's Real Estate Department.

7. The Lessor shall always have the sole and unfettered discretion to accept or reject any Option to purchase a parcel of real property within the Hamilton Beach Area. In each instance when the Lessor accepts any such Option, it shall retain its own solicitor to assist it in completing the Agreement of Purchase and Sale made upon such acceptance.

8. To lease one of the secondly described lands to the Lessee, the Lessor will notify the Lessee after the completion of the purchase of such property by a letter to such effect addressed to the Lessee to the attention of its Real Estatement Department and upon receipt of such Notice, the property shall be included in this lease.

9. All buildings, structures and improvements (if any) on the leased premises shall be at the risk of the Lessee in respect of the firstly decribed lands, upon the execution of this lease, and in respect of the secondly described lands, when such a property is included in this lease.

10. In respect of the said secondly described lands, the Lessee shall, when such a property is included in this lease, supply all necessary building material to do all necessary work to secure the premises as far as may be practicable to prevent entry into the premises by any unauthorized person or persons, to guard against theft and vandalism, to remove any apparent hazard or hazards to persons entering in and upon the lands and premises whether authorized or not and the Lessee shall continue to keep such lands and premises so secured for such purposes until the demolition and razing of the structure located on such real property as hereinafter provided has been completed.

11. In respect of the said secondly described lands, the Lessee shall, when such a property is included in this lease, forthwith advertise for tenders for the demolition and razing of the buildings, structures, fences and improvements located upon the property and shall generally award such demolition contract to the lowest bidder but may, in its discretion, award the contract to another bidder. This demolition work shall be completed within 90 days of the leasing of the property to the Lessee.

However, if requested by the Lessor or in the Lessee's discretion, all or some of the improvements on a property need not be demolished due to architectural, cultural and historic reasons, they shall not be demolished by the Lessee.

12. The Lessee shall, as soon as weather permits after completion of the demolition, seed the site to grass and place posts sufficient to prevent entry upon the site by an automobile along all road frontages. Such work may be called in this lease "site restoration costs".

13. The Lessee shall maintain the leased lands and the buildings and structures not demolished (if any) in a neat, clean condition free of hazards to all persons and property.

14.1 Provided that, notwithstanding any other term of this lease and notwithstanding any intermediate steps, acts, negotiations or expenses incurred or undertaken by the Lessor or the Lessee pursuant to this lease, the Lessee may, within 120 days of receiving a paragraphy eight Notice of lease from the Lessor, give Notice to the Lessor that such property is no longer included in the lease where in the sole opinion of the Lessee, the Lessor does not have title free and clear of all encumbrances to such property. The Lessor shall, notwithstanding such termination of lease of such particular property,
(i) compensate the Lessee as set out in paragraph sixteen below; and
(ii) in respect of such particular property indemnify, save, defend and keep harmless from time to time and at all times, the Lessee of, from and against all actions, causes of action, interest, claims, demands, costs, charges, damages, expenses and loss which the Lessee may at any time bear, incur, be liable for, sustain or be put unto for any reason or on account of or by reason of or in consequence of the Lessee carrying out its responsibilities under this lease in respect of such particular property.

14.2 Subject to Section 14.1, the Lessor shall not be responsible for any personal injury, death or property damage which may be sustained by the Lessee or any employee, customer, member of the public, or other person who may be upon the demised premises or in any building or structure erected thereon; all risks of any such injury, death and/or loss shall be assumed by the Lessee who shall hold the Lessor harmless and indemnified therefrom..

15. The Lessee shall carry third party liability insurance coverage in which the Lessor shall be named as an additional insured to cover the risks contemplated by the indemnification clauses herein in a sufficient amount as to satisfy the Lessor and such insurance shall include a complete and full cross-liability clause in respect of any claim brought by any insured against the other insured or by any employee of an insured against the other insured or by any person claiming under or through any such employee against any other insured.

16. In the first instance the Lessee shall bear the costs of its Real Estate Department, the independent appraiser's fees, security and demolition costs and site restoration costs. After a newly leased property site is seeded, the Lessor shall pay for the said costs and services other than the Real Estate Department staff services for which the Lessor shall pay 1% of the Lessor's purchase price. This compensation to the Lessee shall be reduced in respect of any service or cost not provided to the Lessor.

17. The said Lessee convenants with the said Lessor:

(a) To pay rent;

(b) To pay any and all taxes, rates, duties and assessments whatsoever that may be levied, rated, charged or assessed against the demised premises and all buildings, structures, fixtures, fixed equipment and facilities thereon and any licence fee in respect of any business carried on therein or in respect of the occupancy of the lands and premises by the Lessee whether such taxes, rates, duties and assessments or licence fees are charged by any municipal, parliamentary, school or other body and whether or not of a kind now existing or within the contemplation of the parties hereto which may be payable in addition to or in substitution for the taxes and rates contemplated by Section 1 and shall pay all charges for electric current, water and other rates in connection with any such business or occupancy which shall constitute a charge against the said lands and premises. The Lessee shall also pay the cost of any and all local improvements to the demised lands and premises. The Lesseee shall indemnify the Lessor against the payment of all loss, costs, charges and expenses occasioned by or arising from every such tax, rate, duty, assessment, licence and local improvement. In the event of non-payment by the Lessee of any of the above taxes, rates, duties, assessments, fees and local improvement costs as and when they become due, the Lessor may pay them and the amount thereof shall be deemed to be rent and the Lessor may add such amount together with any penalties, interests or charges in connection therewith and interest at the rate equivalent to the prime rate then being charged by the Lessor's principal banker from the date of payment by the Lessor to the rent due and payable at the next ensuing semi-annual rent instalment payment date and default in payment thereof shall constitute default in payment in rent hereunder;

(c) and will not assign or sublet without leave provided that, if pursuant to paragraph 11, buildings have not been demolished, the Lessee may without leave, sublet such premises for residential purposes or the purposes set out in paragraph 20.

(d) provided that the Lessee may remove his fixtures;

(e) provision for re-entry by the said Lessor on non-payment of rent or non-performance of covenants;

(f) and with respect to any premises which are not demolished or may hereafter be erected:

(i) and to repair reasonable wear and tear and damage by fire, lightning and tempest only excepted;

(ii) and to keep up fences;

(iii) and not to cut down timber;

(iv) and that the Lessor may enter and view the state of repair; and that the said Lessee will repair according to notice in writing, reasonable wear and tear and damage by fire, lightning and tempest only excepted;

(v) and that he will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

18. (See paragraph 14.2)

19. The said Lessor covenants with the said Lessee for quiet enjoyment.

20. The Lessee shall develop all lands leased by the Lessor to it hereunder in accordance with a Master Development Plan to be approved by the Lessor, the Lessee and the Regional Municipality of Hamilton-Wentworth. The Lessor shall take the initiative in preparing the Master Development Plan which shall include full details as to land uses, means of ingress and egress, roads, playing fields, open space, plantings, treed areas, shelters, washrooms, toilets, concessionaires' commercial premises, beach houses, changing rooms and in general, such developments as the parties hereto consider feasible and appropriate for the devotion of such lands for public open space and recreation purposes. The Lessee shall do the work and develop the lands leased to it in accordance with the Master Development Plan and in accordance with an agreed upon development schedule forthwith upon the completion of the Master Development Plan to the extent that lands acquired and leased to it make such implementation feasible.

Without limiting the generality of the foregoing, the Lessee shall at no time, use the demised lands or any parcel or portion thereof for any purpose other than for public open space, park purposes, recreational uses and their ancillary uses and shall not use or permit the same to be used for any commercial, manufacturing or other business purpose of any kind unless such enterprise is park related and within the general content of the Master Development Plan.

21. Prior to the approval by all parties of a Master Development Plan for the Hamilton Beach Strip, the Lessee may place fill, plant trees, place signs, erect fences and otherwise improve lands leased to it provided the consent of the Lessor in writing to the doing of the same has first been obtained.

22. The names of the Province of Ontario and the parties hereto shall be suitably displayed on signs identifying the lands included in this lease.

23. This lease shall not prevent either of the parties to it from acquiring properties in the Hamilton Beach Area as they may be otherwise entitled by law to do for purposes unrelated to this lease.

24. The benefits and burdens imposed by this lease upon the parties hereto shall enure to the benefit of and be binding upon them respectively and their respective administrators and successors and, in the event of a conveyance by the Lessor of the demised lands and premises and/or in the event of any assignment hereof by the Lessee with the consent, as hereinbefore required, of the Lessor, upon any such purchaser and or assignee.

25. This lease by the Lessee is subject to the approval of the Ontario Municipal Board.

26. This lease by the Lessor is subject to the approval of the Lieutenant Governor in Council.

27. The Lessee, as the licencee of the Lessor, shall take possessi of each parcel of land hereafter acquired by the Lessor for the purposes of this lease upon receiving the notice mentioned in paragraph eight. Terms of such licence shall be the same with the necessary changes as the terms of this lease and shall apply to each aforementioned parcel and shall terminate upon the date that the approval of the Lieutenant Governor in Council is given under clause 21 (c) of the Conservation Authorities Act adding each parce to this lease, and without limiting the foregoing the Lessor and Lessee agree that paragraphs nine to sixteen, both inclusive and eighteen shall apply with the necessary changes as part of such licence to each parcel.

IN WITNESS WHEREOF the said corporate parties have hereunto affixed their corporate seals under the signatures of their officers duly authorized in that behalf.

HAMILTON REGION CONSERVATION AUTHORITY

_____
Chairman

_____
General Manager

THE CORPORATION OF THE CITY OF HAMILTON

_____
Mayor

_____
City Clerk

ADDRESS	LEGAL DESCRIPTION IN SCHEDULE NUMBER
1 Arden Avenue	Schedule A-76
7 Arden Avenue	Schedule A-63
10 Arden Avenue	Schedule A-41
3 Bayside Avenue	Schedule A-73
117 Beach Boulevard	Schedule A-56
163½ Beach Boulevard	Schedule A-84
165 Beach Boulevard	Schedule A-36
195 Beach Boulevard	Schedule A-59
287 Beach Boulevard	Schedule A-51
287½ Beach Boulevard	Schedule A-21
377 Beach Boulevard	Schedule A-72
406 Beach Boulevard	Schedule A-78
422 Beach Boulevard	Schedule A-70
456 Beach Boulevard & 1-5 Bell's Lane & 460 Beach Boulevard	Schedule A-79
486 Beach Boulevard	Schedule A-25
496 Beach Boulevard	Schedule A-34
530B & 534 Beach Boulevard	Schedule A-81
544 Beach Boulevard	Schedule A-1
564 Beach Boulevard	Schedule A-86
640 Beach Boulevard	Schedule A-19
717 Beach Boulevard	Schedule A-2
722 Beach Boulevard	Schedule A-3

ADDRESS	LEGAL DESCRIPTION IN SCHEDULE NUMBER
1 Arden Avenue	Schedule A-76
7 Arden Avenue	Schedule A-63
10 Arden Avenue	Schedule A-41
3 Bayside Avenue	Schedule A-73
117 Beach Boulevard	Schedule A-56
163½ Beach Boulevard	Schedule A-84
165 Beach Boulevard	Schedule A-36
195 Beach Boulevard	Schedule A-59
287 Beach Boulevard	Schedule A-51
287½ Beach Boulevard	Schedule A-21
377 Beach Boulevard	Schedule A-72
406 Beach Boulevard	Schedule A-78
422 Beach Boulevard	Schedule A-70
456 Beach Boulevard & 1-5 Bell's Lane & 460 Beach Boulevard	Schedule A-79
486 Beach Boulevard	Schedule A-25
496 Beach Boulevard	Schedule A-34
530B & 534 Beach Boulevard	Schedule A-81
544 Beach Boulevard	Schedule A-1
564 Beach Boulevard	Schedule A-86
640 Beach Boulevard	Schedule A-19
717 Beach Boulevard	Schedule A-2
722 Beach Boulevard	Schedule A-3
723 & 723½ Beach Boulevard	Schedule A-35
727 Beach Boulevard	Schedule A-4
731 Beach Boulevard	Schedule A-5
732 Beach Boulevard	Schedule A-88
741 Beach Boulevard	Schedule A-37
746 Beach Boulevard	Schedule A-62
764 Beach Boulevard	Schedule A-39
789 Beach Boulevard	Schedule A-6
856 Beach Boulevard	Schedule A-7
882 Beach Boulevard	Schedule A-52
883 Beach Boulevard	Schedule A-67
886 Beach Boulevard	Schedule A-53
894 Beach Boulevard	Schedule A-54

ADDRESS	LEGAL DESCRIPTION IN SCHEDULE NUMBER
951 Beach Boulevard	Schedule A-8
991 Beach Boulevard	Schedule A-20
1023 Beach Boulevard	Schedule A-69
1029 Beach Boulevard	Schedule A-66
1035 Beach Boulevard	Schedule A-40
1038 Beach Boulevard	Schedule A-82
1052 Beach Boulevard	Schedule A-65
1078 and 1090 Beach Boulevard	Schedule A-80
1100 Beach Boulevard	Schedule A-49
1114 Beach Boulevard	Schedule A-44
1 Clare Avenue	Schedule A-48
9 Clare Avenue	Schedule A-28
13 Clare Avenue	Schedule A-9
14 Clare Avenue	Schedule A-58
2 Comet Avenue	Schedule A-26
3 Comet Avenue	Schedule A-18
24 Comet Avenue	Schedule A-10
25 Comet Avenue	Schedule A-83
82 Dynes Park Avenue	Schedule A-11
10 Grafton Avenue	Schedule A-12
12 Grafton Avenue	Schedule A-60
16 Grafton Avenue	Schedule A-13
25 Granville Avenue	Schedule A-27
4 Lagoon Avenue	Schedule A-77
8 Lagoon Avenue	Schedule A-75
23 Lagoon Avenue	Schedule A-64
4 Lakeside Avenue	Schedule A-87
1 Locarno Avenue	Schedule A-42
3 Locarno Avenue	Schedule A-33
6 Mareve Avenue	Schedule A45
10 Mareve Avenue	Schedule A-50
3 North Park Avenue	Schedule A-14
5 North Park Avenue	Schedule A-47
2 Rembe Avenue	Schedule A-71
2A Rembe Avenue	Schedule A-23
3 Rembe Avenue	Schedule A-31

ADDRESS	LEGAL DESCRIPTION IN SCHEDULE NUMBER
5 Rembe Avenue	Schedule A-32
7 Rembe Avenue	Schedule A-43
8 Rembe Avenue	Schedule A-83
12 Renfrew Avenue	Schedule A-29
2 Towers Drive	Schedule A-15
3 Wark Avenue	Schedule A30
4 Wark Avenue	Schedule A-38
12 Wickham Avenue	Schedule A-16
14 Wickham Avenue	Schedule A-17
2 Windermere Avenue	Schedule A-22
6 Windermere Avenue	Schedule A-46
15 Windermere Avenue	Schedule A-57
One 5th Avenue	Schedule A-74
Four 5th Avenue	Schedule A-55
57 Beach Boulevard	Schedule A-89
182 Beach Boulevard	Schedule A-90
312 Beach Boulevard	Schedule A-91
328 Beach Boulevard	Schedule A-92
426 Beach Boulevard	Schedule A-93
428 Beach Boulevard	Schedule A-94
536 Beach Boulevard	Schedule A-95
727½ Beach Boulevard	Schedule A-96
735 Beach Boulevard	Schedule A-97
809 Beach Boulevard	Schedule A-98
997 Beach Boulevard	Schedule A-99
1108 Beach Boulevard	Schedule A-100
1145 Beach Boulevard	Schedule A-101
5 Clare Avenue	Schedule A-102
5 Dexter Avenue	Schedule A-103
7 Knapman Drive	Schedule A-104
22 Lagoon Avenue	Schedule A-105
8 Lakeside Avenue	Schedule A-106
8 North Park Avenue	Schedule A-107
10 Renfrew Avenue	Schedule A-108
11 Windermere	Schedule A-109
1111 Beach Boulevard	Schedule A-110

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its **FOURTH** Report for 1984 and respectfully recommends:

1. **Grants**

(a) That approval be given to a grant in the amount of $350.00 to be used to assist in defraying expenses incurred in staging the Thirteenth Annual Silver Fox Basketball Tournament which was held at McMaster University in January 1984. This tournament involved the participation of teams from all over the Province of Ontario.

(b) That approval be given to a grant in the amount of $200.00 to be used to assist in defraying expenses incurred in staging the Kennedy Ontario Invitational - Seventh Annual Catholic Junior Boys' Basketball Tournament which was held at Mohawk College February 6 and 7, 1984. This tournament involved the participation of teams from Ottawa, Kingston, Brantford, St. Catharines, Welland, Fort Erie, Brampton, Toronto and Hamilton.

(c) That a grant in the amount of $250.00 be made to the Student Association for Health, Physical Education and Recreation, McMaster University, to be used to assist in defraying expenses incurred in staging and hosting an educational conference which was held at McMaster University in January 1984. This conference involved the participation of 200 student delegates from across Ontario.

(d) That a grant in the amount of $600.00 be made to the United Commercial Travellers Hamilton Council No.640, to be used to assist in defraying expenses to be incurred in staging and hosting their Annual Convention to be held in the City of Hamilton on May 31, June 1 and 2, 1984. Estimated attendance - 250 delegates.

(e) That a grant in the amount of $450.00 be made to BOOST (Blind Organization of Ontario with Self-help Tactics) to be used to assist in defraying expenses to be incurred in staging and hosting their Annual Conference to be held in the City of Hamilton in May 1984. Estimated attendance - 150 delegates.

BOOST, which was founded in early 1975, is an organization made up primarily of blind people who, as the name implies, are devoted to enabling blind people to help themselves and therefore to become less dependent upon others in the community.

(f) That a grant in the amount of $300.00 be made to the Royal Mattress Minor Hockey Team to be used to assist in defraying expenses to be incurred in hosting a major Hockey Tournament to be held in the City of Hamilton March 9, 10 and 11, 1984. This Tournament will involve the participation of teams

from the Cities of London, Toronto and Oshawa who have hosted the City of Hamilton on out-of-town tournaments.

(g) That a grant in the amount of $500.00 be made to the Hamilton Volunteer Week Committee to be used to assist in offsetting expenses in connection with Volunteer Week celebrations in the City of Hamilton. Approximately 400 volunteers will be involved in this event.

(h) That a grant in the amount of $225.00 be made to the Canadian Association of Clinical Surgeons, to be used to assist in defraying expenses to be incurred in staging and hosting their Annual Meeting to be held in the City of Hamilton May 24, 25 and 26, 1984. Estimated attendance - approximately 75 delegates.

(i) That a grant in the amount of $1,000.00 to the West Mountain Baseball Association to help defray the cost of providing an annual awards and appreciation banquet be approved.

2. **Civic Awards**

(a) Members of the Leander Boat Club who won races in 1983 at the Ontario Championship Regatta, Canadian Championship Regatta, Royal Canadian Henley Regatta, and the Pam Am Games.

(b) Mr. Ian Wilson of the Hamilton and District Five Pin Bowlers Association, who won the Canadian Masters Men's Team Title in Calgary.

3. That the following Tax Adjustments as recommended by the Tax Review Committee, at its meeting held February 8, 1984, be approved:-

APPEAL	AMOUNT			
Schedule "A" Compassionate	(1) Prior Year 1983	(2) Year-to-date 1984	(3) Tax Review Committee Feb. 8/84	(4) Total Year-to-date 1984
	$38,316.60	$700.00	$1,100.00	$1,800.00
Schedule "B" Business	(1) Prior Year 1983	(2) Year-to-date 1984	(3) Tax Review Committee Feb. 8/84	(4) Total Year-to-date 1984
	$1,010,482.12	$70,095.12	$57,737.56	$127,832.68
Schedule "C" Realty	(1) Prior Year 1983	(2) Year-to-date 1984	(3) Tax Review Committee Feb. 8/84	(4) Total Year-to-date 1984
	$289,954.88	$40,712.36	$17,804.05	$58,516.41

4. Approval of the following policy regarding nomination procedures for citizen members of various committees:

> "That letters of application received by the City Clerk from persons interested in representing City Council on various committees, boards, authorities or commissions, shall be considered as having been nominated, and that all letters of application will be received up to the commencement of the City Council meeting at which the appointments are to be made."

5. That the following resolution be endorsed:

WHEREAS apprenticeship programmes in the Province of Ontar) come within the provisions of the Apprentive & Tradesmens Qualifications Act, and

WHEREAS many of the affiliates of the Hamilton-Brantford Ontario Building and Construction Trades Council have joined with management in adopting recognized training and apprenticeship programmes to the mutual benefit of the consumer and the industry, and

WHEREAS on compltion of a successful apprenticeship programme a Certificate of Qualification is issued with a provision for renewal, and

WHEREAS the unionized sector is covered by the terms and conditions of collective agreements which are consistent with the bona fide aprenticeship and journeymens rates established, and

WHEREAS non-union elements are obviously not applying proper ratio of apprentice to certified journeyman,

THEREFORD BE IT RESOLVED that Hamilton City Council request that the Government of Ontario provide for the universal enforcement of this important Act, thereby ensuring that the consumer is properly protected, and

THEREFORE BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to area M.P.P.'s and leaders of the Provincial Liberal Party, Provincial Conservative Party and Provincial New Democratic Party.

6. That the Provincial Government be advised that the City of Hamilton wishes to proceed with its application for approval of Bill Pr41, being an Act Respecting the City of Hamilton.

Explanatory Note - On July 26, 1983, City Council, in adopting Section 7 of the 15th Report of the Legislation Committee, approved draft legislation which provided for more accountability of the Hamilton Public Library Board to City Council, and authorized the City Solicitor to apply to the Province for the enactment of private legislation.

Since that time, application was made to the Province of Ontario and the Legal Branch of the Ministry of Culture and Recreation advised, in October 1983, that it would be objecting to the City's Private Bill for a variety of reasons which were set out in its letter to the Ministry of the Attorney General.

These reasons were received by the Legislation Committee on November 30, 1983, without comment. Subsequently, a copy of a letter from the Minister of Housing was sent to the Legislation Committee on December 28, 1983, in which the Minister suggested that the City withdraw its application until the current review of the Public Libraries Act was completed.

On January 3, 1984, the Legislation Committee considered the Minister's suggestion and took no action.

On February 1, 1984, the Clerk of the Legislative Assembly requested that City Council provide a new resolution authorizing the City Solicitor to continue the application and proceed with it at the 1984 Legislature.

The above item is the proposed new resolution requested by the Legislative Assembly.

7. That the placement of temporary mobile signs on the City Hall Forecourt be discontinued.

8. At its meeting held November 29/30, 1983, City Council, on the recommendation of the Legislation Committee, approved the appointment of a Special Task Force on Nuisance Animals, to investigate ways and means of reducing the potential threat of contact with rabid animals and recommend the implementation of a programme for the removal of all nuisance animals, particularly skunks and foxes, which create a health hazard as they are carriers of rabies.

   The Legislation Committee respectfully recommends that the following recommendations of the Task Force be adopted:-

   (a) An effort should be made to reduce habitat on public and private properties where large populations of skunks are known to congregate. This selected management of habitat should be accompanied by an educational campaign of property owners, particularly those living in areas where skunks are a problem, to assist in the programme by eliminating debris in private yards and by eliminating possible places where these animals might seek refuge.

   (b) Some trapping of wildlife should be permitted on public property in the region, providing that the necessary funding can be arranged to cover the costs associated with such a programme. In this regard, it is recommended that the City Solicitor be authorized and directed to prepare a by-law to authorize the execution of an Agreement with the District Trappers' Council, to offer a Nuisance Animal Removal Service to City residents.

   (c) The threat to public health from rabies is much greater through contact with domestic animals, which may have been in contact with an infected wild animal, than it is through direct contact with a wild animal. For that reason it is recommended that -

      (i) The City Solicitor be authorized and directed to prepare a Cat Control By-law pursuant to Section 210(1) to (6) of the Municipal Act, making vaccination and confinement of cats mandatory, and further that By-law 76-272 to Authorize Licensing and Registering of Dogs, be amended to

include that mandatory rabies vaccination be a requirement before a valid dog licence could be issued.

9. That leave be granted to introduce the following Bills:-

   (a) Bill E-6 - By-law to confirm proceedings of the Council of the Corporation of the City of Hamilton

Respectfully recommended,

February 21, 1984
JDT:bg

Alderman V. J. Agro, Chairman
Legislation Committee

NOTICES OF MOTION

5(a)

(ALDERMAN H. MERLING)

RESOLVED: that this Council shall petition the Provincial Government to enact legislation to allow Hamilton to reinstate the Board of Control system, to be in place at the beginning of the next regular term of office of next City Council.

5(b)

(ALDERMAN D. GRAY)

WHEREAS, a previous vote by the Hamilton electorate, strongly supporting changes to the present Regional structure, was and has been rejected by the Provincial Government;

AND WHEREAS, Regional Council has gone on record as having the Regional Chairman elected by the citizens of this Region;

AND WHEREAS, the Provincial Government has refused to amend the necessary legislation to provide for the direct election of the Regional Chairman;

THEREFORE BE IT RESOLVED, that Regional Council be requested to have the Regional Clerk prepare forms, similar to regular civic nomination forms, for citizens to put forward their names for consideration of appointment as Regional Chairman;

AND FURTHER, that those citizens submitting said forms, who are qualified to stand for elected office under the regular civic elections within this Region, have their names forwarded to each municipality within this Region, in time to be included on the ballots of each municipality agreeing to same, and the wording on the ballot be as follows:

"I am in favour of Regional Council appointing, as Regional Chairman, for the up-coming term of office:

(names to be voted on to be listed on ballot) "

Bill No. A-4

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Streets By-law No. 9329

Rspecting:

PRINT MEDIA VENDING OR DISTRIBUTION BOXES

WHEREAS paragraph 3 of section 309 of The Municipal Act, R.S.O. 1980, Chapter 302 authorizes municipalities to pass by-laws:

> 3. For placing or permitting any person under such conditions as may be agreed upon to place,...maintain and use objects...on...sidewalks and highways...for prescribing the terms and conditions upon which the same are to be placed...maintained or used, for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable, and for providing that, upon the termination of such privilege, the highway or sidewalk shall be restored to its former condition at the expense of the person to whom the privilege was granted, by...removing said object, or otherwise as may be required in the by-law;

AND WHEREAS By-law No. 9329, passed on the 9th day of May, 1961, and amended to and including By-law No. 83-022, passed on the 14th day of December, 1982, governs and regulates the use of city highways including sidewalks.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 9329 is amended by adding the following thereto:

> 11a. (1) Every person shall before placing one or more print media vending or distribution boxes on a sidewalk or a highway,
>
> (a) enter into an agreement and amending agreement satisfactory to the City;
>
> (b) pay an equivalent sum annually on January 1st of each year for each vending or distribution box but prorated for the balance of the year where vending or distribution boxes are placed after January 1st;
>
> (c) provide at the time of each annual payment and from time to time as may be required by the Commissioner of Engineering,

(i) an alphabetical street name inventory listing exactly where the vending or distribution boxes are placed; and

(ii) a map of the City satisfactory to the Commissioner of Engineering showing the location where each vending or distribution box is situate;

(d) provide a $1,000,000 public liability policy of insurance wherein the City is an additional named insured and the policy contains a provision for cross-liability.

(2) Every print media vending or distribution box shall be situate on a sidewalk or a highway only in accordance with the following regulations:

1. No vending or distribution box shall be placed,

(a) in such a manner as in the opinion of the Commissioner of Engineering may obstruct pedestrian or vehicular movement;

(b) on sidewalks having a width of 2 metres or less;

(c) within 30 metres of all street intersections except at the back of the sidewalk;

(d) at bus loading areas;

(e) within 6 metres of any fire hydrant;

(f) at or adjacent to pedestrian and vehicular egress and ingress locations including ramps and crosswalks so as to obstruct or interfere with egress and ingress;

(g) so as to obstruct or interfere with street maintenance.

2. No vending or distribution box shall be chained, fastened or affixed to,

(a) utility apparatus, such as signal poles, lamp posts, H.S.R. utility poles;

(b) telephone booths, post boxes, bus shelters, bus roscoes, sign posts, parking meters;

(c) a building, structure or fixture not designed to accommodate vending or distribution boxes, unless prior written permission from the owner is first obtained.

3. No deliveries to, maintenance of, and repairs to, vending or distribution boxes shall, in the opinion of the City, obstruct or interfere with the use of the travelled portion of the sidewalk or the highway on which the boxes are situate.

4. The exact location and manner of placement and maintenance of vending or distribution boxes shall be to the satisfaction of the Commissioner of Engineering.

(3) For the purpose of clause (b) of subsection 1, "equivalent sum" means a sum of money equal to the charge required to be paid by The Regional Municipality of Hamilton-Wentworth.

(4) For the purpose of clause (c) of paragraph 2 of subsection 2, "owner" includes local board, tenant, occupant or licensee of the building, structure or fixture or part thereof to which the vending or distribution box is proposed to be chained, fastened, or affixed.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1982) 12 R.T.E.C. 5, July 27
(1984) 2 R.T.E.C. 17, February 14

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Local Improvement By-law No. 10605

Respecting:

REVISED COSTS TO THE CORPORATION FOR THE INSTALLATION OF LOCAL IMPROVEMENTS

WHEREAS By-law No. 10605, passed on the 15th day of December 1964, as amended by By-laws No. 67-150, 73-72, 80-127, 80-156, 82-40 and 83-75, provides for the undertaking of local improvements in accordance with The Local Improvement Act;

AND WHEREAS it is desirable to increase the local improvement rates per metre frontage charged against abutting lands for work done under The Local Improvement Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-law No. 10605, as re-enacted by section 2 of By-laws No. 80-127 and 82-40, and as amended by By-law No. 83-75, is repealed and the following substituted therefor:

> The chargeable amount per metre frontage referred to in clause (a) of subsection 4, shall be as follows:
>
> 1. For curbs only at the rate of $23.00 per metre frontage.
>
> 2. For sidewalks only at the rate of $45.00 per metre frontage.
>
> 3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of $56.00 per metre frontage.
>
> 4. For roadway only, at the rate of $130.00 per metre frontage.
>
> 5. For roadway and curb only in industrial subdivisions, at the rate of $185.00 per metre frontage.
>
> 6. For alleys, at the rate of $40.00 per metre frontage.

PASSED this day of A.D. 1984.

City Clerk Mayor

Bill No. A-6

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 4 (Highways Designated for Use by Heavy Traffic) of By-law 66-100 To Regulate Traffic passed and enacted on the 29th day of March 1966 is hereby amended by deleting therefrom the following items, namely:-

"Britannia	Kenilworth	Parkdale	7:00 a.m. - 6:00 p.m.
Cannon	York	Kenilworth	Anytime
Lottridge	Cannon	Barton	7:00 a.m. - 7:00 p.m.
Gage	Cannon	Barton	Anytime
Cannon	Kenilworth	Britannia	7:00 a.m. - 7:00 p.m.".

and by adding thereto the following items, namely:-

"Cannon	York	Sherman	Anytime
Gage	Cannon	Barton	7:00 a.m. - 7:00 p.m.".

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Ashley	West	Wilson to Cannon".

and by adding thereto the following items, namely:-

"Ashley	West	commencing at a point 158 feet south of Cannon to a point 22 feet southerly therefrom
Ashley	West	commencing at a point 310 feet south of Cannon to a point 58 feet southerly therefrom".

3. Schedule 25B (Parking Time Limits) is hereby amended by adding to Section 4 (One Hour Limit) the following item, namely;-

"Huron	North	Sanford to Stirton".

4. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following item, namely:-

"Melrose	East	commencing at a point 121 feet north of Cannon to a point 63 feet northerly therefrom".

5. Schedule 27A (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Scott Gainsborough to southerly end	East	West".

6. Schedule 34 (Sticker Permit Parking) is hereby amended by deleting therefrom the following item, namely:-

"Hunter	North	from 55 ft. east of West Avenue to 88 ft. easterly".

and by adding thereto the following item, namely:-

"Hunter	North	commencing at a point 55 feet east of West to a point 139 feet easterly therefrom".

PASSED this day of , A.D. 1984.

City Clerk Mayor

Bill No. A- 7

By-law No. 84 -

To Amend The Streets By-law No. 9329

The Council of the Corporation of the City of Hamilton enacts as follows:

1. Section 11 (Miscellaneous Obstructions And Encumbrances Permitted Upon Or Over A Highway) is hereby amended by repealing Subsection (8e) in its entirety and by substituting the following therefor:

" (8e) Where there is registered on title an agreement for paving a portion of the highway satisfactory to the Traffic Commissioner, notwithstanding subsection (8b), a vehicle approach ramp to one or more parking spaces located partially in the front, side or rear yard of a single-family, two-family or three-family dwelling and partially upon the boulevard of a public highway, shall be located to the satisfaction of the Traffic Commissioner."

Passed this day of , A.D. 1984.

City Clerk Mayor

Bill No. C-3

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

By-law No. 81-217

Respecting:

DESTRUCTION OF TREASURY DEPARTMENT RECORDS

WHEREAS By-law No. 81-217, passed on the 28th day of July, 1981, authorized the destruction of documents in certain departments according to specified retention periods in accordance with section 249 of The Municipal Act, R.S.O. 1970, Chapter 284, (now section 116 of The Municipal Act, R.S.O. 1980, Chapter 302);

AND WHEREAS it is desirable to provide for the destruction of certain records of the Treasury Department as hereinafter set out, upon completion of a specified retention period.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 10 of schedule 4 of By-law No. 81-217 is amended by adding thereto the following:

Treasurer's Tax Certificates	7 years

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 2 R.F.C. 3, January 31

Approved by MacGillivray & Co.,
the Auditors of The Corporation
of the City of Hamilton,
Municipal Licence No. 4562.

DATED at the City of Hamilton

this 7th day of January

1984.

Bill No. D-26

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 83-66

Respecting:

PARKING AND LOADING

WHEREAS By-law No. 83-66, passed on the 22nd day of February, 1983, amends General Zoning By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Ontario Municipal Board by letter dated May 4, 1983 requested certain changes to By-law No. 83-66 as hereinafter set forth;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause 18A(21)(c) of By-law No. 6593, as enacted by section 31 of By-law No. 83-66, is amended by striking out "legally established" in the first line.

2. Section 35 of By-law No. 83-66 is amended by striking out "or until a certificate has been made by the city clerk under section 39(28) of The Planning Act, as the case may be", in the second, third and fourth lines.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1980) 3 R.P.D.C. 1, January 29
(1982) 2 R.P.D.C. 4, February 9
(1982) 13 R.P.D.C. 1, June 29
(1983) 5 R.P.D.C. 17,18(f), February 22

City Initiative 80-A

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE NORMANHURST NEIGHBOURHOOD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-72 and E-73 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

   (a) by changing from "K" (Heavy Industry, etc.) district to "J" (Light and Limited Heavy Industry, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A"; and

   (b) by changing from "K" (Heavy Industry, etc.) district to "J" (Light and Limited Heavy Industry, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A5".

2. Sheet No. E-73 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from "K" (Heavy Industry, etc.) district to "G-1" (Designed Shopping Centre) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A1"; and

   (b) by changing from "H" (Community Shopping and Commercial, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A2"; and

(c) by changing from "H" (Community Shopping and Commercial, etc.) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A3".

3. Sheet No. E-74 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "H" (Community Shopping and Commercial, etc.) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A4".

4. The "J" District provisions applicable to the land at No. 411 Parkdale Avenue North, the extent and boundaries of which are shown on schedule "A5" annexed hereto, are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 16(1) of By-law No. 6593, the existing use and any expansion of the existing use, shall be permitted.

5. In respect of the following lands, no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the following:

(a) as to the land shown on schedule "A5", the "J" District provisions, subject to the special requirement referred to in section 4.

6. By-law No. 6593 is amended by adding this by-law to section 19B as "S-851".

7. Sheets Nos. E-72 and E-73 of the District Maps are amended by marking the land referred to in section 4 of this by-law, "S-851".

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 24 R.P.D.C. 4(c), December 13
City Initiative 83-0

SCHEDULE "A" TO BY-LAW NO. 84-

LEGEND

Lands on part of Sheet No. E-72 and Sheet No. E-73 of the Zoning District Maps to be re-zoned from "K" (Heavy Industry, etc.) District to "J" (Light and Limited Heavy Industry, etc.) District.

Bill No.

This is Schedule "A" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

J-11

City Clerk

Mayor

SCHEDULE "A1" TO BY-LAW NO. 84-

NORTH
AVENUE
PARKDALE
AVENUE
STREET
EAST
BARTON
AVENUE
AVENUE
AVENUE

Bill No.

This is Schedule "A2" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk Mayor

SCHEDULE "A3" TO BY-LAW NO. 84-

LEGEND

Lands on Sheet No. E-73 of the Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "C" (Urban Protected Residential, etc.) District.

Bill No.

This is Schedule "A3" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

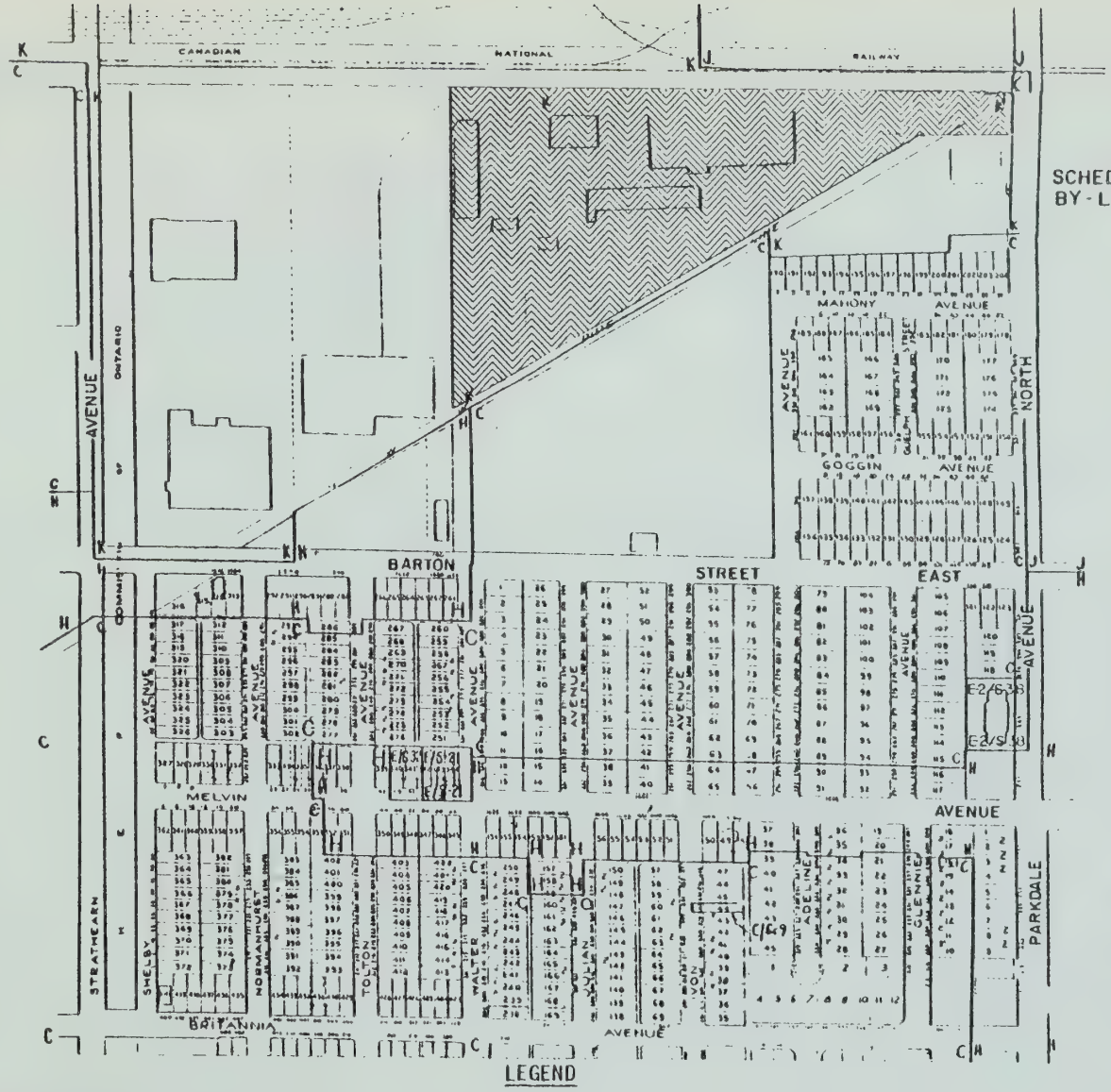
Bill No.

This is Schedule "A4" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk Mayor

E-72
E-73



SCHEDULE "A5" TO BY-LAW NO. 84-

Lands on part of Sheet No. E-72 and Sheet No. E-73 of the Zoning District Maps to be re-zoned from "K" (Heavy Industry, etc.) District to "J" (Light and Limited Heavy Industry, etc.) District (Modified to Permit the Existing Use and Expansion Thereof)

This is Schedule "A5" to By-law No. 84- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

Bill No.

City Clerk

J-16

Mayor

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF FEBRUARY, A.D., 1984.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of FEBRUARY, A.D. 1984

City Clerk Mayor

CAH ON HBL A05
A31

URB/MUN
BULLETIN BOARD

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, March 13, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

AGENDA

1. Prayer
2. Minutes of Previous Meeting held February 29, 1984
3. Reports of Standing Committees - attached

   A Transport and Environment Committee
   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   F Personnel Committee

   and

   G The Special Committee to Administer the Hamilton-Scourge Project

4. Notices of Motion from previous meeting - attached

   (a) Alderman H. Merling
   (b) Alderman D. Gray

5. Notices of Motion for next meeting
6. First reading of Bills
7. Second reading of Bills - Committee of the Whole
8. Third reading of Bills
9. Question period
10. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FOURTH** Report for 1984 and respectfully recommends:

1. That the City be authorized to offer to the Regional Municipality of Hamilton-Wentworth, **a permanent easement over its lands for a railway siding, extending from the C.N.R. Mainline at Red Hill Creek, northerly and parallel to Red Hill Creek, to the northerly limits** of the said lands.

   The easement will have a width of 15m (49 feet, more or less) throughout its lineal measurement of approximately 473m (1 481 feet) and contain an area of approximately 7 095m^2 (76 342 sq.ft.) (1.75 acres).

   The purchase price of the easement shall be based on a factor of $20 000 per acre as confirmed by survey.

   NOTE: It is to be understood that an agreement with the Region arising out of acceptance of this recommendation will include the following conditions:

   (a) The siding installation may be subject to the Hamilton Conservation Authority approval, pursuant to Ontario Regulation 16580, upon finalization of the Plan.

   (b) Siding crossings are to be provided for vehicular traffic to the satisfaction of the Director of Public Works.

   (c) The City shall retain a right of use of the siding from time to time for bulk delivery of materials to its yards.

   (d) The siding is to provide ingress and egress only in respect of the Regional sewage treatment yards and railway cars are not to be parked within the City boundaries.

   (e) If signals are required along this spur line at anytime in the future, the costs, both capital and maintenance, as a result of any signal installation are to be borne solely by the Region.

   (f) The Region shall indemnify and save the City harmless in all respects to the satisfaction of the City Solicitor.

   (g) The cost of relocating the existing stock pile of gravel, if required, shall be borne by the Region, said cost estimated to be $2 000.

   It is further understood that upon acceptance of this recommendation by City Council, the Region shall be permitted entry of the lands for engineering purposes, and upon execution of an agreement by the Region, possession be given for development of the plant.

B

2. That the **parking prohibition on the north side of Strachan Street West be rescinded,** from Bay Street North to a point 110 feet westerly therefrom.

3. That a **parking prohibition be implemented on the east side of Keswick Court,** commencing at King Street East and extending to a point 75 feet southerly therefrom.

4. That a **stop sign** be erected to control eastbound traffic at the intersection of **Beryl Street and Birchview Drive.**

5. That the **application by 379057 Ontario Limited to lease a portion of the boulevard of Paradise Road North,** adjacent to 824 King Street West, be approved provided that:

   i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1976 November 30 (current rate is $43.75), plus taxes, if any, in addition to the $10 annual fee (approved by City Council on 1984 February 14) to be charged to the applicant for encroachment insurance.

   ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

   iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

application by Margaret Rose **Barlow to lease a portion of the boulevard of Leinster Avenue,** adjacent to 921 Main Street East, be approved provided that:

   i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1976 November 30 (current rate is $126.42), plus taxes, if any, in addition to the $10 annual fee (approved by City Council on 1984 February 14) to be charged to the applicant for encroachment insurance.

   ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

   iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

7. That the **existing stopping prohibition on the south side of Bold Street**, commencing at MacNab Street South and extending to a point 25 feet easterly therefrom **be extended,** such that the regulation extends to a point 36 feet east of MacNab Street South.

8. That the following **addition and deletions of bus stops on the Upper James bus route,** as requested by the Hamilton Street Railway Company, be approved:

   Upper James Route

   OUTBOUND- Add - Inverness at Knyvet

   - Delete - Inverness at Highcliffe
   - Inverness, 100 feet east of Belvidere

9. That in accordance with the recommendations of the Hamilton-Wentworth Regional Police Department:

   i. the Acting Traffic Commissioner be directed to review, in conjunction with the Hamilton Street Railway, **alternative permanent locations for the temporary bus loop at the intersection of Limeridge Road East and Upper Kenilworth Avenue,** and;

   ii. a **school traffic officer be assigned to the intersection of Upper Kenilworth Avenue and Limeridge Road East, on a temporary basis,** morning and evening only, until it is determined where the permanent bus loop will be located and the construction at this location is completed.

10. That:

   i. the **fee charged for boulevard parking adjacent to industrial land uses be increased** from 15 cents to 20 cents per square foot annually, and,

   ii. the fee charged for boulevard parking adjacent to commercial land uses which are not in the Central Business District be increased from 20 cents to 25 cents per square foot annually, and,

   iii. the fee charged for boulevard parking adjacent to commercial land uses within the Central Business District be increased from 25 cents to 30 cents per square foot annually, and,

   iv. the fee charged for boulevard parking adjacent to institutional land uses be increased from 20 cents to 25 cents per square foot, annually, and,

   v. the fee increases take place, for each property, on the anniversary date in 1984 of the execution of the agreement, and,

   vi. the fees charged for boulevard parking adjacent to commercial and institutional land uses, both inside and outside the Central Business District, be reviewed in December 1984 by the Committee.

B

11. That the **application of Mr. K. McPherson on behalf of the owner(s) of 57 John Street to retain the following inadvertent encroachment** on the road allowance of Bowen Street:

    i. Existing one storey brick building approximately 0.17m by approximately 4.68m

    be approved during the pleasure of City Council, provided:

    (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

    (b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

12. That the **application of Mr. K. Kaulback, on behalf of the owner(s) of 199 Wilson Street** to retain the following inadvertent encroachment on the road allowance of Cathcart Street:

    i. Existing one storey brick building approximately 0.32m by approximately 15.91m

    be approved during the pleasure of City Council, provided:

    (a) That the owner(s) enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

    (b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

13. WHEREAS staff has received a request from **Lloyd's Glass Limited for permission to acquire a Local Roads Street Occupation Permit for 1984;**

    IT IS THEREFORE RECOMMENDED:

    That Lloyd's Glass Limited vehicles be permitted to occupy the roadway and boulevard portions of the road allowance excluding sidewalks, bus stop areas and areas adjacent to fire hydrants, for sign erection, cleaning and maintenance purposes only provided that:

    i. The applicant complies with all the requirements of Streets Use By-Law No. 9329 and any other conditions that may be set out by the Commissioner of Engineering.

    ii. The applicant agrees not to occupy any part of the roadway during peak periods in contravention of signed No Stopping Zones, either permanent or time-regulated restrictions.

    iii. The applicant contact the Regional Transit Authority informing them of any work required to be carried out in bus stop areas prior to commencing his work.

iv. If the applicant is unable to perform his operations without parking a vehicle on the sidewalk or boulevard, the following conditions are mandatory:

(a) Prior to commencing his work, he must acquire a "Barricading Permit", from the Traffic Department, City of Hamilton.

(b) Place wood planking, minimum thickness two inches (2"), over the sidewalk/boulevard for load bearing distribution and protection.

(c) During his operations, maintain a minimum width of 1.5m of unimpeded sidewalk, for pedestrian passage.

v. The applicant indemnifies and saves the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

vi. The applicant provide proof of liability insurance to the Commissioner of Engineering in the amount of $1 000 000 naming the City of Hamilton as an added insured party with a provision for cross liability.

14. WHEREAS staff has received a request from **Jones Neon Displays Limited for permission to acquire a Local Roads Street Occupation Permit for 1984;**

IT IS THEREFORE RECOMMENDED:

That Jones Neon Displays Limited vehicles be permitted to occupy the roadway and boulevard portions of the road allowance excluding sidewalks, bus stop areas and areas adjacent to fire hydrants, for sign erection, cleaning and maintenance purposes only provided that:

i. The applicant complies with all the requirements of Streets Use By-Law No. 9329 and any other conditions that may be set out by the Commissioner of Engineering.

ii. The applicant agrees not to occupy any part of the roadway during peak periods in contravention of signed No Stopping Zones, either permanent or time-regulated restrictions.

iii. The applicant contact the Regional Transit Authority informing them of any work required to be carried out in bus stop areas prior to commencing his work.

iv. If the applicant is unable to perform his operations without parking a vehicle on the sidewalk or boulevard, the following conditions are mandatory:

(a) Prior to commencing his work, he must acquire a "Barricading Permit", from the Traffic Department, City of Hamilton.

(b) Place wood planking, minimum thickness two inches (2"), over the sidewalk/boulevard for load bearing distribution and protection.

(c) During his operations, maintain a minimum width of 1.5m of unimpeded sidewalk, for pedestrian passage.

B

v. The applicant indemnifies and saves the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

vi. The applicant provide proof of liability insurance to the Commissioner of Engineering in the amount of $1 000 000 naming the City of Hamilton as an added insured party with a provision for cross liability.

15. WHEREAS Clause 5(b) of the Twenty-third Report of the Planning and Development Committee, as adopted by City Council on 1983 November 29, recommended that a **Subdivision Agreement be entered into between the City of Hamilton and the owners of the lands to be subdivided, Abbotsford Homes Limited;**

IT IS RECOMMENDED THAT:

i. The submitted schedules for the estimated cost of services in "Cardinal Heights Addition No. 7", **appended hereto,** as approved by the Commissioner of Regional Engineering be adopted for inclusion in the proposed Subdivision Agreement.

ii. The approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered.

iii. In the event the Subdivider wishes to proceed prior to the registration of the Final Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enter into a Standard Agreement for Pre-Servicing.

16. WHEREAS Clause 4(b) of the Nineteenth Report of the Planning and Development Committee, as adopted by City Council at its meeting held on 1983 September 27, recommended that a **Subdivision Agreement be entered into between the City and the owners of the lands to be subdivided, S. Wise Construction Limited;**

IT IS RECOMMENDED THAT:

i. Section 9 of the Twentieth (20th) Report of the Traffic and Engineering Committee, as adopted by City Council on 77 June 27, be rescinded;

ii. The revised engineering schedules for the estimated cost of services in "Wisemount Forest Survey - Phase 3, Stage 1", **appended hereto,** as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement;

iii. The City's share for the cost of services for this development ($106 456) be charged to the Reserve for Services through Unsubdivided Lands, Account No. 0280-12;

Type of Work	Amount to be Financed
Catch Basins and Connections	5 725
Curbs and Sidewalks	14 879
Final Roads	82 852
Streetlighting	3 000
TOTAL	106 456

iv. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

v. In the event the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enters into a Standard Agreement for Pre-Servicing.

17. That the Ministry of the Environment be advised that there are **no objections to the application by Best Liquid Waste Disposal Limited,** provided that:

i. All requirements specified under the Ministry's corresponding Regulation 309 are strictly observed.

ii. Additionally, the applicant be required to submit a monthly report, to the Ministry, which details all incoming and outgoing loads of asbestos waste.

18. That the Ministry of the Environment be advised that there are **no objections to the application by Philip Enterprises Inc.,** provided that:

i. All requirements specified under the Ministry's corresponding Regulation 309 are strictly observed.

ii. Additionally, the applicant be required to submit a monthly report, to the Ministry, which details all incoming and outgoing loads of asbestos waste.

19. That approval be granted to the **Experimental Aircraft Association (Chapter 65), to hold a Beer Garden during the 1984 International Air Show** on Saturday, June 16 and Sunday, June 17 at the Hamilton Civic Airport.

NOTE: It is understood that this beer garden would be restricted to the grassed area in front of the north hangar to 135' going north from the hangar and 160' beginning at the taxiway going west.

20. That the Committee approve the following **rental charges for the apron area adjacent to Hangar T33** to commence September 13, 1983.

Canadian Warplane Heritage Inc.
Aircraft Apron adjacent to Hangar T33
29 000 square feet @ $.05 ..... $1 450 per year
plus taxes

NOTE: Building T33 was previously owned by Interflite Aircraft Services Inc. who went into receivership in early 1983.

Canadian Warplane Heritage Inc. have purchased this building with a closing date of September 13, 1983.

The lease assignment from Interflite to Canadian Warplane Heritage was approved by City Council on December 13, 1983; however, the commencement date was in error and it was necessary to send it back to the Committee for correction.

B

On June 28, 1983 City Council recommended that grants equal to the amount of the rental charges be approved subject to the City's legal right to do so. The grant for the apron charge adjacent to their Hangar T32 was approved by City Council on January 10, 1984.

It is assumed that C.W.H. Inc. will apply for a grant to offset the rent for the apron area adjacent to Hangar T33.

21. That leave be granted to introduce the following bills:

(a) A-8 By-law to Establish Studholme Road as Road Allowance

(b) A-9 By-law to Amend By-law 66-100 to Regulate Traffic

(c) A-10 By-law to Amend By-law 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary
1984 March 05
Attachs.

A. J. Clarke and Associates

Referred to in Section 15 of the Fourth Report of the Transport and Environmen Committee.

SCHEDULE "E", "F" & "G"

CARDINAL HEIGHTS ADDITION No. 7

CITY OF HAMILTON

Submitted by: A.J. Clarke & Associates Ltd.

A.J. Irani, P. Eng.

Date: February 1, 1984

Approved by: for Commissioner of Engineering

Date: Feb. 27, 1984

Regional Municipality of Hamilton-Wentworth
Department of Engineering

B

SCHEDULE "E"

CARDINAL HEIGHTS ADDITION No. 7

Requirements for boundary Highways and estimate of costs.

NIL

SCHEDULE "F"

CARDINAL HEIGHTS ADDITION No. 7

Requirements for other than Boundary Highways.

Works to be installed by the subdivider and costs shared as shown.

	Estimated Cost	
	Subdivider	City
1. **FINCH PLACE** from Kingfisher Drive to cul-de-sac.		
70 m of equivalent 8m wide roadway		
a) Combined curbs and walks 130m at $60.00/m	$ 7,800.00	-
b) Final Roads and Lot Grading (standard deep strength asphalt pavement)		
70m at $240.00/m	$16,800.00	-
c) Catch basins & Connections		
2 single catch basins at $1200.00 ea.	$ 2,400.00	-
d) Street lighting	$ 1,500.00	-
2. **DOVE COURT** from Kingfisher Drive to cul-de-sac.		
60m of equivalent 8m wide roadway.		
a) Combined curbs & walks		
100m at $60.00/m	$ 6,000.00	-
b) Final Roads & Lot Grading (standard deep strength asphalt pavement)		
60m at $240.00/m	$14,400.00	-
c) Catch basins & Connections		
1 single c.b. at $1,200.00	$ 1,200.00	-
1 Double c.b. at $2,000.00	$ 2,000.00	-
d) Street lighting	$ 1,500.00	-
Total	$55,100.00	-

-continued-

B

Notes:

1. No Preliminary roads to be installed.
2. All walks and curbs and approaches to be constructed within 6 months of completion of sewer and water services.
3. The asphalt binder course for all final roads must be constructed within 6 months of completion of sewer and water services.
4. The asphalt surface course is to be completed not earlier than 12 months and not later than 18 months after the completion of the sewers. If the 18 month period falls between Nov. 1st and April 1st, then the asphalt surface course must be completed by June 30th of the same year following April 1st.
5. Street Lighting is to be installed by Hamilton Hydro and paid for by the subdivider.

SCHEDULE "G"

CARDINAL HEIGHTS ADDITION No. 7

PART "A"

Works to be carried out and paid for by the subdivider.

SEEDING

2.25m wide boulevard for frontage of Lots 1 to 24 and

4.5m (average) wide boulevard for flankage of Lots 1, 13, 14 and 24.

Cost calculated at $2.40/sq. m for a total of 1215.47 sq. m	$ 2,917.00
Maintenance (15%)	$ 438.00
Total for Part "A"	$ 3,355.00

PART "B"

Works to be carried out by the City and paid for by the Subdivider.

TREES

Frontage and flankage of Lots 1 to 24

Cost calculated at $1.00/m for the total frontage and flankage of 387.912m	$ 387.91
Total for PART "B"	$ 387.91

Note: All seeding to be planted within 6 months of completion of sidewalks and curbs.

B

SUMMARY SHEET

CITY'S SHARE

NIL

SUBDIVIDER'S SHARE

A. Services to be installed by the Subdivider.

		Construction Cost	
1.	Curbs and Walks	$ 13,800.00	
2.	Final Roads & Lot Grading	$ 31,200.00	
3.	Catch basins & Connections	$ 5,600.00	
	Total Construction Cost	$ 50,600.00	
	Inspection (2%)	$ 1,012.00	
	Maintenance (3%)	$ 1,518.00	
	Engineering (8%)	$ 4,048.00	
	Sub-Total	$ 57,178.00	$ 57,178.00
B.	local Improvements		-
C.	Replacing of damaged or missing survey monuments and standard iron bars.		$ 1,750.00
D.	Tree Planting.		$ 387.91
E.	Street name signs (4 corner lots at $38.00/corner lot)		$ 152.00
F.	Seeding (including maintenance of $438.00)		$ 3,355.00
G.	Street Lighting		$ 3,000.00
		TOTAL SUBDIVIDER'S SHARE	$ 65,822.91

Total City's Share	$	NIL
Total Subdivider's Share	$	65,822.91
Grand Total	$	65,822.91

A. J. Clarke and Associates

Referred to in
Section 16 of the
Fourth Report of the
Transport and
Environment Committe

SCHEDULES "E", "F" & "G"

WISEMOUNT FOREST SURVEY (PHASE 3, STAGE 1)

CITY OF HAMILTON

Submitted by: A.J. Clarke & Associates Ltd.

A.J. Irani, P. Eng.

Date: February 23, 1984

Approved by: for Commissioner of Engineering

Dated: Feb. 27, 1984

Regional Municipality of Hamilton-Wentworth

Department of Engineering

B

SCHEDULE "E"

WISEMOUNT FOREST SURVEY (PHASE 3, STAGE 1)

Requirements for Boundary Highways and Estimate of Costs.

PART "A"

Works to be installed and paid for by the Subdivider.

	Estimated Cost
1. **UPPER KENILWORTH AVENUE** from Landron Avenue to south limit of subdivision.	
a) Curb and gutter (west side only)	
47 m at $26/m	$ 1,222.00
b) Independent sidewalk (west side only)	
50 m at $50/m	$ 2,500.00
c) Concrete approaches for Lots 12 to 15	
4 at $400.00 each	$ 1,600.00
TOTAL FOR SCHEDULE "E" - PART "A"	$ 5,322.00

Note: All curbs and sidewalks to be constructed within one year of registration of the plan of subdivision.

PART "B"

Works to be carried out as Local Improvements.

1. **UPPER KENILWORTH AVENUE** from centreline of Landron Avenue to south limit of subdivision.

   Final Road to be constructed by the City of Hamilton.

57 m at $130/m	$ 7,410.00
TOTAL FOR SCHEDULE "E" - PART "B"	$ 7,410.00

A. J. Clarke and Associates

SCHEDULE "F"

WISEMOUNT FOREST SURVEY (PHASE 3, STAGE 1)

Requirements for other than Boundary Highways.

Works to be installed by the subdivider and costs shared as shown.

	ESTIMATED COST	
	Subdivider	City
1. **LANDRON AVENUE** from Upper Kenilworth Avenue to west limit of subdivision. 190m roadway of variable width (8.0m to 14.0m)		
a) Curbs and Walks		
1) Combined walk & curb & gutter		
85m at $65/m (north side)	-	$ 5,525.00
95m at $65/m (south side)	$ 6,175.00	-
2) Independent curb & gutter		
95m at $26/m (north side)	-	$ 2,470.00
70m at $26/m (south side)	$ 1,820.00	-
3) Independent concrete sidewalk		
100m at $50/m (north side)	-	$ 5,000.00
70m at $50/m (south side)	$ 3,500.00	-
b) Final Roads and Lot Grading (extra deep strength asphalt pavement)		
Total Estimated Cost: 2128m^2 at $45.70/$m^2$ = $97,250.00		
Cost of additional asphalt: 2128m^2 at $8.20/$m^2$ = $17,450.00		
Cost of additional width: 608m^2 at $37.50/$m^2$ = $22,800.00		
Subdivider's share: 50% of (1520m^2 at $37.50/$m^2$) = $28,500	$28,500.00 (29.31%)	
City's share: $17,450 + $22,800 + $28,500		$68,750.00 (70.69%)

B

		Subdivider	City
c) Catch basins and Connections			
8 single c.b's at $1200 each = $9,600.00 Relocate 1 c.b. at $400 = $ 400.00	$10,000.00	$ 5,000.00 (50%)	$ 5,000.00 (50%)
d) Street Lighting			
4 at $1500 each =	$6,000.00	$ 3,000.00 (50%)	$ 3,000.00 (50%)
2. **LOCHEED DRIVE** from Landron Avenue to south limit of subdivision.			
55m of equivalent 8m wide roadway			
a) Combined walk & curb & gutter			
95m at $65/m		$ 6,175.00	-
b) Final Roads and Lot Grading (extra deep strength asphalt pavement)			
Total Estimated Cost: 55m at $365.62/m = $20,109.00			
City's share for extra asphalt: 55m at $65.62/m =			$ 3,609.00 (17.95%)
Subdivider's share: $20,109 - $3,609.00 =		$16,500.00 (82.05%)	
c) Catch basins and Connections			
2 single c.b.'s at $1200 each		$ 2,400.00	-
d) Dead End Street Barricades			
1 at $700 each		$ 700.00	
e) Street Lighting			
1 at $1500		$ 1,500.00	
	TOTAL	$75,270.00	$93,354.00

Notes:

1. No Preliminary roads to be installed.
2. All walks and curbs and approaches to be constructed within 6 months of completion of sewer and water services.
3. The asphalt binder course for all final roads must be constructed within 6 months of completion of sewer and water services.
4. The asphalt surface course is to be completed not earlier than 12 months and not later than 18 months after the completion of the sewers. If the 18 month period falls between Nov. 1st and April 1st, then the asphalt surface course must be completed by June 30th of the same year following April 1st.
5. Street Lighting is to be installed by Hamilton Hydro and paid for by the subdivider.

B

SCHEDULE "G"

WISEMOUNT FOREST SURVEY (PHASE 3, STAGE 1)

Part "A"

Works to be carried out and paid for by the Subdivider.

SEEDING

4.25m wide boulevard for frontage of Lots 1 to 11 and flankage of Lot 7;

4.60m wide boulevard for flankage of Lots 8 and 15 and

6.75m wide boulevard for frontage of Lots 12 to 15.

Cost calculated at $\$2.40/m^2$ for a total of 1333.2 m^2	$ 3,200.00
Maintenance (15%)	$ 480.00
Total for Part "A"	$ 3,680.00

Part "B"

Works to be carried out by the City and paid for by the Subdivider.

TREES

Frontage and flankage of Lots 1 to 15.

Cost calculated at $1.00/m for the total frontage and flankage of 264.58m	$ 264.58
Total for Part "B"	$ 264.58

Note: All seeding to be planted within 6 months of completion of sidewalks and curbs.

SUMMARY SHEET

CITY'S SHARE

A. Services to be installed by the Subdivider.

	Construction Cost
1. Curbs and Walks	$ 12,995.00
2. Final Roadways	$ 72,359.00
3. Catch basins and Connections	$ 5,000.00
Total Construction Cost	$ 90,354.00
Inspection (2%)	$ 1,807.00
Maintenance (3%)	$ 2,711.00
Engineering (9.5%)	$ 8,584.00
Sub-Total	$103,456.00
B. Street Lighting	$ 3,000.00
TOTAL CITY'S SHARE	$106,456.00

SUBDIVIDER'S SHARE

A. Services to be installed by the Subdivider.

1. Curbs and Walks & Approaches	$ 22,992.00	
2. Final Roadways & Lot Grading	$ 45,000.00	
3. Catch basins & Connections	$ 7,400.00	
4. Dead End Street Barricade	$ 700.00	
Total Construction Cost	$ 76,092.00	
Inspection (2%)	$ 1,522.00	
Maintenance (3%)	$ 2,283.00	
Engineering (9.5%)	$ 7,229.00	
Sub-Total	$ 87,126.00	$ 87,126.00
B. Local Improvements		$ 7,410.00
C. Replacing of damaged or missing survey monuments and standard iron bars.		$ 1,450.00
D. Tree Planting		$ 264.58
E. Street Name Signs (3 corner lots at $38.00 each)		$ 114.00
F. Seeding (including maintenance of $480.00)		$ 3,680.00
G. Street Lighting		$ 4,500.00
TOTAL SUBDIVIDER'S SHARE		$104,574.58

Total City's Share:	$106,456.00
Total Subdivider's Share:	$104,574.58
Grand Total of All Works	**$211,030.58**

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of The Corporation of The City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **FOURTH** Report for 1984 and respectfully recommends:

1. (a) Approval of the leasing of a parcel of land measuring 110' x 4'/1' at the rear of 7 Selway Court tc Silvio and Petronilla DelFiacco for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (b) Approval of the leasing of a parcel of land measuring 143' x 1'/5' at the rear of 11 Selway Court to Fausto and Concetta Ramelli for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (c) Approval of the leasing of a parcel of land measuring 50' x 5'/8' at the rear of 15 Selway Court to Virgilio and Rita Nicoletti for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (d) Approval of the leasing of a parcel of land measuring 43' x 8'/20' at the rear of 19 Selway Court to Mike and Barbara Jagusic for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (e) Approval of the leasing of a parcel of land measuring 40' x 33'/35' at the rear of 27 Selway Court to Dane and Ana Pocrnic for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (f) Approval of the leasing of a parcel of land measuring 50' x 26'/14' at the rear of 39 Selway Court to Tomasz and Zofia Wiernikowski for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

   (g) Approval of the leasing of a parcel of land measuring 46' x 14'/1' at the rear of 43 Selway Court to Kurt and Fay Becker for landscaping purposes only for the sum of $1.00 per annum plus taxes, commencing the first day of the month following City Council approval.

2. That an Option to Purchase the property at 217 Tragina Avenue North duly executed by John Smith on February 17, 1984 and scheduled for closing on or before May 29, 1984 be completed.

   NOTE: This property which is required in connection with the development of Homeside Priority Park One has a frontage of approximately 15.035m (50 feet) by a depth of approximately 29.706m (98 feet) with a single family residence erected thereon. The purchase price of $30,875.00 is to be charged to account number 0408-C16096.

3. Approval of the Park Expenditure Policies Report attached hereto as Schedule "B".

4. That the request of the Board of Education to utilize the parking area of the Coronation Rink/Pool Unit for parking of a maximum of 20 cars during school hours be approved subject to the following conditions:

   (a) That this approval be given for the 1984-85 school season commencing September 1, 1984.

   (b) That a rental fee of $50.00 per month be charged for this purpose.

   (c) That such permission exclude Professional Development Days as designated by the Boards of Education.

   (d) That such approval be subject to an agreement satisfactory to the City Solicitor, which among other conditions, indemnifies the City against any claims or damages resulting from this use.

5. That the application by the Church of St. Anthony of Padua to host their annual feast in Ivor Wynne Stadium on Sunday, June 24, 1984 between the hours of 11:00 a.m. and 11:30 p.m. be approved subject to the terms and conditions set-down by the Director of Culture and Recreation in accordance with Schedule "B" of the Operational Regulations for use of Ivor Wynne Stadium.

That the rental fee be -	$775.00 -	flat rate which represents a 5% increase over the 1983 rate.
	$ 28.00 -	rental fee - Green Room
	$803.00 -	Plus "actual" labour charges incurred by the applicant for work to be carried out by Civic staff over and above that which is normally undertaken.

6. That the application by Drum Corps. International to host their 6th annual Drum and Bugle Competition in Ivor Wynne Stadium on Saturday, June 30th be approved subject to terms and conditions set down by the Director of Culture and Recreation in accordance with Schedule "A" of the Operational Regulations for use of the Ivor Wynne Stadium.

That the rental rate be -	$2,226.00 -	flat rate
	28.00	rental fee - Green Room
	$2,254.00 -	Plus "actual" labour charges incurred by the applicant for work to be carried out by Civic staff over and above that which is normally undertaken.

7. That $100,000. be transferred from the Reserve for Lands Conveyed to the City for Public Purposes (Parkland) Account No. 0280-11 to the Crown Point West Parkland Account No. 0408-C1608 for additional properties.

8. That 9 sections of bleachers be rented to Genn Equestrian Farms at a rate of $.20 per seat per used day.

   That the City of Hamilton be indemnified against any possible claims resulting in the use of these bleachers, as well as any damage caused to the bleachers would be covered by the user.

   Transportation to and from the Genn Equestrian Farms to be at the expense of the users.

9. That the Personnel Committee be requested to establish the position of Sales Representative, on a contract basis, at the Trade Centre/Arena to assist with promoting the Trade Centre/Arena project, and that the salary recommended by the Personnel Committee for this position be financed from the salary position of the 1984 tentative estimates for the Victor K. Copps Trade Centre/Arena.

10 That the sub-tender submitted by Engineered Sound Systems Limited for provision of a sound system for public address in the Trade Centre/Arena in the amount of $144,620. be accepted and charged to the allowance established in the building contract for that purpose.

   Lowest of 6 tenders received.

   NOTE: For the information of the members of City Council, the budget for this portion of the sound system is $150,000.

Respectfully submitted.

ALDERMAN B. HINKLEY, CHAIRMAN

SGH/sma
March 1, 1984

REPORT

SUBJECT

Parks' Expenditures Policies

BACKGROUND

Hamilton is fortunate to have the Niagara Escarpment, the Red Hill Valley and the Cootes Paradise Area as a basic framework for parkland. Other important parks such as Gage Park and Confederation Park complement the framework. Prior to the 1950's the city did not systematically plan for or provide parks in the neighbourhoods. This left large residential sections without accessible parkland. In the 1950's, Hamilton embarked on a bold program of buying land at the centre of many of the undeveloped neighbourhoods on the mountain. Today, we are still bearing the fruits of this farsighted move. Residential developers do not have to dedicate parkland in most cases, but instead pay cash in lieu to the City. The money goes into the '5% park fund' and is currently used for expenditures on parkland acquisition. The money can however, according to the Planning Act, be spent on development or maintenance of parkland.

The situation in the 1960's was:

- the post war development usually had adequate land for park development,

- the newly developing neighbourhoods had adequate land for park development,

- the older parts of the City had a shortfall of parkland by current standards.

In the early 1970's, a program of planning developed neighbourhoods was begun starting with the older neighbourhoods first. In many of the plans it was established that buildings should be torn down and a park established. It was here that the '5% park fund' came into play. In the mid 1970's accounts were set up to acquire land mostly in the lower city. Originally accounts were set up for Durand, Corktown, Beasley, Central, Stinson, Landsdale, and Gibson, all inner city areas. Two mountain neighbourhoods, Quinndale and Rushdale, were also included. As neighbourhood plans were completed, further accounts were set up for Keith, McAnulty, Crown Point East, Crown Point West and Homeside. The accounts are known as 'Priority One' accounts, meaning that these areas have the greatest need for parkland acquisition. Approximately $4 million has been used to acquire about 100 out of the approximately 150 properties. Properties have been bought almost exclusively on a willing seller willing buyer basis. No more priority accounts are felt to be needed in the near future.

The following table shows a summary of the 'Priority One' parks on August 31, 1983.

Name	Map	Total Properties	Properties Purchased	Remaining Properties	Estimated Cost of Remaining Properties	Amount in Account	Surplus or Deficit to Complete Purchase
Beasley	1	15	12	3	109,000	113,472	+ 4,472
Corktown	2	12	9	3	60,000	80,548	+ 20,548
CPE	3	11	2	9	290,500	92,665	- 197,835
Durand	4	7	5	2	100,000	60,390	- 39,610
Keith	5	7	2	5	80,000	106,601	+ 26,601
Landsdale	6	21	20	1	45,000	94,697	+ 49,697
McAnulty	7	3	1	2	60,000	60,855	+ 855
Rushdale		6	5	1	20,000	14,884	- 5,116
Stinson	8	18	13	5	196,000	101,329	- 94,671
CPW	9	26	18	8	261,000	15,966	- 245,034
Homeside	10	25	13	12	505,850	30,573	- 475,277
TOTAL		151	100	51	1,727,350	771,980	- 955,370

The float was $366,988.55 (including commitments for OHC lands in various neighbourhoods of $130,828 and the proposed Bruleville Park of $90,000). Any 5% parks fund money is paid into the 'float'. The float money is used to top up each of the Priority 1 accounts.

Funds continue to flow into the account at about $200,000 - $300,000 a year, a slower pace than in the past. Money from 5% cash in lieu is likely to be reduced further by measures in the new Planning Act (which takes effect August 1, 1983) because of the new basis for appraisal. It is expected that cash in lieu payments and interest will be in the order of $200,000 for 1984 and subsequent years. Other income is derived from sale of park land which is surplus and leases of parkland not currently needed. Expenditures are also made on land which could be lost for parkland for all time unless it is purchased. Such cases include land at Greenhill Avenue/Albright Avenue which the Board of Education wished to sell. There is no way of knowing precisely when land which is considered to be a priority for parkland will come on the market.

Until 1981, an annual review of the parks' accounts was presented to the Parks and Recreation Committee. A generous cushion was built in to absorb surprise purchases. This system worked relatively well, but recently purchases in Vincent (Greenhill Avenue) and Bruleville (Bobolink Road) and quicker than expected purchases in Crown Point

West and Homeside (total approximately $850,000 since the beginning of 1982) have placed a heavy burden on the account. However, acquisition has slowed considerably in recent months although expenditures are anticipated in the short term future in Homeside (to complete purchases needed for development) and Bruleville (a woodlot not in city ownership).

Aside from the acquisition of smaller parks, there is the issue of purchase of larger parks such as Hamilton Beach, Albion Falls and the Lax Harbour land. It is impossible for the 5% park fund to stretch to these purchases and in any case the parks have a region wide significance.

The Region of Hamilton-Wentworth and the Hamilton Region Conservation Authority are purchasing the Beach properties for park purposes, but at a slower rate than previously. The Albion Falls land includes a 31 acre area for which no funds are available for purchase. The Parks and Recreation Committee tabled a recommendation from the Planning Department to sell an area of parkland for residential purposes to finance part of the acquisition. Concern was expressed that the new owners of the land might object to the proposed Red Hill Valley Expressway. The City is currently considering purchasing the Lax lands and the Conservation Authority has agreed to assist the City in securing funding for the acquisition. If the City buys all or part of the lands, it must look to alternative source of funds. Discounting help from other public or private sources, the City could look at two alternatives. The first is to raise taxes. The second is to review parkland which might be surplus to the City's requirement. Any surplus land could be sold off to provide funds for purchase.

Parks' development for the inner city areas is mostly provided by federal and provincial government programs such as the Neighbourhood Improvement Program. For example, such funds were used to develop Landsdale for an estimated $300,000 and Gibson an estimated $315,000 following acquisition through the 5% parks' fund.

Parks' development outside the Priority One areas rely predominantly on taxes as the source of income. There is a large backlog of parks needing either new development and additional development (see Appendix 1).

In a change from the past neighbourhood improvement funds (various programs funded partially by the federal and provincial governments) are to be used in McQuesten and Normanhurst which have substantial developed parks, but which require improvement. Neighbourhood improvement funding used to involve a 75% grant, but now only attracts a 50% grant.

Recently, economic restraint has brought a focus on the cost of maintenance and development. Techniques for limiting maintenance expenditures to less than inflation can be accommodated for the existing inventory of parks. However, where the parks' inventory is being increased this becomes considerably more difficult.

In summary, there is concern that expenditures on development and maintenance of parks are not fully integrated with planning and acquisition of parks. The following policies are designed to provide a more efficient and effective system of expenditure on parks.

PLANNING FOR PARKS

Policies

1. That a staff committee be responsible for co-ordinating parks' expenditures. The committee would include members from the Planning and Development Department, the Department of Culture and Recreation, the Park's Division, the Real Estate Department, the Community Development Department and the Treasury Department. Staff members from other departments would be invited as the need arose. For example, the Community Development Department is involved with the acquisition and development of a number of lower city parks. The committee would review all parks' matters, including proposed neighbourhood plans, proposed neighbourhood improvement areas, acquisition and sale of parkland, proposed parks' developments and proposed parks' layouts. An annual report should be prepared to monitor the situation and make recommendations. The committee would meet as the need arises for ongoing matters.

   - Parks matters cut across the mandate of a number of departments. Liaison is essential for a consistent and common sense approach

2. That parkland be designated in plans, bearing in mind the financial constraints of parks' acquisition, development and maintenance.

   - This will help to ensure the practicality of planning proposals.

3. That a Master Plan for Culture and Recreation be expedited.

   - A Master Plan commenced in August and is intended to lead to a more efficient parks' and recreational development system.

PARKS' ACQUISITION

Policies

1. That acquisition continue in the Priority One parks as follows:

   i) by using money paid into the 5% parks' fund.

   Note: Although $300,000 is included in the budget each year, the actual figure is determined by the income from property development or sale and lease of park land. Consequently, no money comes from the general levy or debentures and therefore the mill rate is not affected;

ii) by holding the purchase of further property in Corktown park until a review of the proposed neighbourhood plan amendments;

iii) on a willing seller - willing buyer basis wherever possible but in accordance with city policies on reviewing the need for expropriation;

iv) by holding off all initiating letters to owners in Priority One Parks until a review in a year's time.

The reasons for continuing the acquisition programme are as follows:

a) The process of acquisition using 5% park funds has been going on for several years. Even though there is strain on parks' budgets, it is felt that the gain in halting acquisition does not outweigh proceeding with acquisition, at least in the majority of parks. In most cases Priority One properties are needed for satisfactory park development. Any possible savings in the Homeside Park have been abrogated by the Parks and Recreation Committee's decision to proceed with expropriation of 12 properties. Some saving could be made if the remaining properties in Corktown park were not purchased. These properties would increase the size of the park, but would be only marginally beneficial to the park in relation to the costs of purchase.

However, there would seem to be enough funds flowing through the 5% parks' fund to continue acquisition. It is likely that only between five and ten of the remaining houses in the Priority One areas outside Homeside would be acquired this year out of a total of about fifty. The numbers of properties acquired are likely to be less in the subsequent years. Expenditure on property now would not necessarily be more expensive than buying property later. Although increased interest would accumulate if purchase were deferred, this may be offset by increase in house prices due to inflation. The loss of taxes to the City only occurs if the property purchased for a park is demolished. This would only take place where a property was in poor condition. In any case demolished houses are theoretically replaced by new housing which would have higher taxes. Deferring purchase would also mean that a sale would be missed and it may be many years before the house comes on the market again. This may result in expropriation if the house is needed for park development.

It would seem to be more difficult for an owner to sell in the private market where the City's policy necessitates the demolition of housing sometime in the future. There is therefore some moral obligation on the City to buy houses that are designated for parks.

The state of the 5% parks' fund (see table) and possible future effects is as follows:

- o about $5,000,000 has been appropriated (i.e. paid into priority 1 accounts) from the 5% parks' fund. Of this about $750,000 (see table on page 2 - total in second to last column) remains unspent in individual priority 1 accounts. This money can be moved around to where the need is greatest.

- o about $950,000 (see table on page 2 - total in last column) is needed to be appropriated to complete the acquisition of the 50 properties yet to be purchased.

- o about $350,000 was in the float in August 1983. Cash in lieu of parks dedication is paid into the float.

- o About $60,000 could be saved if Corktown acquisitions do not proceed.

- o If Corktown acquisitions do not proceed, only about $540,000 more will be needed to complete Priority 1 acquisitions. Mathematically this is:

  $950,000 appropriation deficit

  - $350,000 float

  $600,000 balance

  - $ 60,000 delete Corktown acquisitions

  $540,000 additional amount needed to complete Priority 1 acquisitions.

- o Assuming $200,000 is paid into the 5% parks fund each year, there would be enough money available to purchase all Priority 1 land in 5% parks fund by the middle of 1986. Mathematically, this is:

Paid into 5% parks fund remainder of 1983	$ 50,000
Paid into 5% parks fund 1984	$200,000
Paid into 5% parks fund 1985	$200,000
Paid into 5% parks fund first half of 1986	$ 90,000
Paid into 5% parks fund by end of 1985	$540,000

It should be noted however that any unexpected expenditures or sale of parklands will affect the picture. Purchase of the woodlot in Bruleville for about $150,000 (subject of a recent report) would delay timing by about 9 months. If the woodlot were purchased, it would be spring 1987 when the 5% parks fund had enough money to acquire all Priority 1 property.

o If 20 properties are purchased by the end of 1984 (Homeside 12, plus 8 in other parks) at a cost of $750,000 ($500,000 in Homeside and $250,000 in other areas), there would be $600,000 in the float and individual accounts combined. Mathematically this is:

$350,000 float

$750,000 in individual reserves

$250,000 expected income for the 5% parks fund by the end of 1984

$1,350,000

750,000 estimated acquisitions until the end of 1984

$600,000

If the Bruleville woodlot is purchased for $150,000, this would leave $450,000 in the 5% parks fund at the end of 1984.

2. That no more Priority One Parks be established at the present time.

- Money in the future can be used for other lands, which are designated for parks, for development of parks, or maintenance of parks.

3. That an inventory of lands designated for parks, which are not on the Priority One list and which are not in City ownership, be made and be reviewed by staff.

- The survey will identify the areas planned for parks for which no money has been allocated. Priorities for acquisition can be established and areas which are no longer needed for parks can be identified. Priorities can also be established between acquisition, development and maintenance.

4. That a review of City-owned parkland determine whether any land is surplus to requirement and if so, that the sale of the land be expedited.

- The sale of City lands bought for parks, but no longer needed for parks, will release capital for other parks' expenditures.

5. That sales of City-owned land designated for parks be paid into the 5% parks' fund.

   - Past expenditures on parks should be channelled back into parks when parkland is no longer needed.

6. That 5% funds, estimated to be between $200,000 and $300,000 per year, be used for acquisition for the present.

   - The fund can later be used for development and eventually, perhaps, maintenance.

7. That joint use of school land for parks be encouraged wherever possible.

   - This will reduce the amount of parkland needed and, therefore, reduce costs.

8. That the '5% parks' fund' be used for parks of a smaller size and that expenditures on parks of a regional significance, e.g. Lax, the Beach and Albion Falls, be funded from other sources, preferably a Regional agency.

   - The '5% parks' fund' cannot be stretched to cater for parks of Regional significance and it is appropriate that a Regional Authority be responsible for acquisition for such parks.

9. Wherever possible, properties that are acquired, but not yet needed for park purposes, should be used to their maximum potential. Houses should be rented out unless the condition of the property does not merit fixing, in which case the property should be demolished. Industrial sites should be leased on a short-term basis.

   - This is good business management, prevents the area from deteriorating and provides affordable housing and business space.

10. That all money generated from sales of parkland property as well as revenue derived from the leasing of vacant parkland property be paid into the '5% parks' fund'.

    - Money generated by parkland should return to the park system. This will encourage sale of marginally useful parkland, the use of temporarily unneeded parkland and a park system less reliant on general taxes.

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PARKS DEVELOPMENT

Policies

1. That priority for development of parks inside and outside redevelopment areas be dealt with by the Capital Budget Committee and that the large backlog of parks awaiting development be highlighted in the Letter of Transmittal from the Parks' Division.

   - Priority for development of parks can be established through the budget process and the lack of funds for development of parks outside redevelopment areas can be highlighted.

2. That each time a park is recommended for development, a statement of maintenance costs is included and the additional costs are recommended for inclusion in the budget.

   - This policy will ensure that the full implications of parks' development are known when decisions are made and that the appropriate amendments are made to the budget.

3. That where development of parks is appropriate in the future, the full use of federal and provincial dollars be closely studied.

   - This will enable needed parks to be developed at reduced costs to the city.

4. That phasing the development of parks should be avoided where feasible.

   - To complete the development of a park at one time is cheaper than phasing.

5. That vacant untreated parks be seeded and maintained where possible.

   - Vacant sites to be used for parks in the future can become an eyesore and degrade a neighbourhood. Seeding, which is not costly and improves appearance, provides an area which can be used. The maintenance costs may be little more than continually clearing junk from the site. Complaints from neighbours are less likely.

6. That where developers are dedicating parkland, the area should be graded, topsoiled and seeded as a condition of draft subdivision approval.

   - This will reduce the cost of park development.

7. That Homeside O.N.I.P. area proceed as planned with expenditures of $0.33 million in 1983, 1984 and 1985, including parks' development.

- The reasons for continuing the Homeside park are as follows:

a) There is a need for parkland in the Neighbourhood. The population of Homeside is over 6,000 and there is no park. Official Plan standards call for 15 acres of park. The proposed park is about two acres;

b) The Council adopted the Neighbourhood Plan in 1981 designating the proposed park in Homeside. The Homeside park was then put into the Priority One Acquisition Programme. Twelve out of twenty-five properties have been acquired and three have been demolished. A Redevelopment Plan has been adopted by Council and has received Ministry approval. Money has been allocated by the Province and the City for Homeside in 1983, 1984 and 1985. O.N.I.P. meetings confirmed that the creation of a park is a priority for Homeside residents. To stall now would be uneconomical. Monies from the Province will not be received unless the allocations are spent by the City in the designated years; and,

c) The development cost of the Homeside park will be subsidized 50% by the Province. Consequently, the City is getting good value for dollars spent. To postpone the development beyond 1985 may mean that Provincial money would not be available and the City will have to assume 100% of the cost to develop the park.

8. That McQuesten O.N.I.P. area proceed as planned with expenditures of $0.15 million in 1984, 1985 and 1986. If parks' development is found to be appropriate, this will be on City-owned land or other publicly-owned land.

- The reasons for allowing parks' development to proceed in McQuesten O.N.I.P. area are as follows:

a) Money has already been allocated by the City and the Province for McQuesten O.N.I.P. area;

b) Any parks' development would be financed 50% by the Province and consequently represents good value for City dollars; and,

c) Park acquisition costs would not be necessary. There would only be a limited effect on parks since upgrading of parks would be involved rather than complete development.

9. That Normanhurst O.N.I.P. area proceed as planned with expenditures of $0.15 million in 1984, 1985, and 1986. If parks' development is found to be appropriate, this will be on City-owned land or other publicly owned land.

The reasons for allowing parks' development to proceed in Normanhurst O.N.I.P. area are as follows:

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a) Money has already been allocated by the City and the Province for Normanhurst O.N.I.P. area;

b) Any parks' development would be financed 50% by the Province and consequently represents good value for City dollars; and,

c) Parks' acquisition costs would not be necessary. There would only be a limited effect on parks since upgrading of parks would be involved rather than complete development.

10. That in the future money be provided from the 5% parks' fund for the development of parks to supplement any Federal, Provincial or local funds.

- Once acquisition priorities are overcome the fund can be used for development of parks. Allocation of funds will depend on need for acquisition and maintenance.

PARKS' MAINTENANCE

Policies

1. That any increase in parks' maintenance costs, due to newly developed parks, be dealt with by the Budget Committee and that the "Letter of Transmittal" for the parks' budget explain the difficulty of limiting park maintenance increases to 6% when the parks' inventory is being increased.

- The key issue of additional parks, creating maintenance costs over and above increases in expenditure due to inflation, should be highlighted in the budget process.

2. That full use be made of financial resources other than City funds - e.g. federal and provincial employment programmes, community organizations, school boards, etc.

- This could reduce overall maintenance costs significantly. There is likely to be considerable money available through "make work" programmes initiated by federal and provincial governments.

3. That parks be designed to minimize maintenance costs as long as the function of the park is not jeopardized.

- There are many issues affecting the design of a park. Greater emphasis on layout and materials, which save on park maintenance, will reduce costs.

4. That efforts be made to delegate maintenance to citizens and community organizations where feasible.

   - This could reduce overall maintenance costs. Such an agreement would be suitable for smaller parks and may take the form of repayment for some city services - e.g., use of a park pavilion.

5. That, once acquisition and development priorities have been substantially met, money be provided from interest accruing on capital in the 5% parks' fund to minimize the effect on increase in maintenance costs through increase in park development.

   - The '5% parks' fund' can be used for maintenance of parks. Allocation of the funds will depend on the need for acquisitions and development.

This report was prepared jointly
by staff from the Departments of
Culture and Recreation,
Community Development,
Planning and Development,
Public Works,
Real Estate, and
Treasury

It was amended by the
Parks and Recreation Committee
on
September 29, 1983
to include the
Community Development Department
on the staff committee
responsible for
co-ordinating parks' expenditures (page 4)
and
proceeding with the purchase
of the Durand Park property
on a willing seller/willing buyer basis (page 5)

PARKS NEEDING DEVELOPMENT

(Prepared by the Parks Division, September 1982)

DEVELOPMENT PRIORITIES (Please note these are priorities from 1-5 re. park development)

(1) Brian Timmis
Corktown
Gilkson
Gourley
Olympic
Riverdale East - Partially developed
91 East Avenue & Hunter Street
Lake Avenue

(2) Ainslie Wood
Captain Cornelius
Lake Avenue
Langs
Oak Knoll - Partially developed
Scenic
Chateau Court - (rearland)
Hixon
Quigley Road and Hildegard Drive
Tindale Court

(3) King's Forest Pond
Laurier
Stinson - (Carter)
Woodward
Brigadoon Drive
Burkholder
Upper Paradise Road
Gurnett
West of Upper Ottawa
North from Greenhill Avenue and Quigley Road
East of Quigley Road

(4) Turner Farm
Lampman Farm
Billy Sherring - Upper Sherman
West of Upper Gage
Redhill School Park - Albright Road
King Street East of Albion
East of Garth, south of Stone Church
Wm. Connell - West 5th south of Stone Church
Deerborn Drive

(5) Stroud Road Park - Partially developed
Stone Church and Rymal Road, east of Upper Wellington
West of Upper Wentworth
Upper Wellington
Upper Paradise Road
Blossom Lane

FUTURE DEVELOPMENT - (Parks which require further development, but circumstances will dictate completion)

Beach Strip - No. 1
Beach Strip - No. 2
Canal Park
Century Street
Cumberland Tot Lot
Skyway Playlot
Harbour Front Properties
Mountain Freeway Alignment
Redhill Valley, King at Lawrence, west of Mt. Albion Road
Mount Albion at Greenhill North to TH & B
Hydro R-O-W and Mountain Freeway
Mount Albion Road and Mud Streets
Stone Church and Arbour Roads
Barton-Melvin Blvd. - Red Hill Valley, Barton to CNR Tracks
Bay & Simcoe Property
B&H R-O-W - westerly from Upper Horning
King's Forest Park - Albion Falls to Golf Course - Mt. Brow Blvd. and Mud Street

CAPITAL BUDGET

Bernie Arbour
Mohawk Sport Park
Upper Wentworth, south of Limeridge

PROPOSED RE-DEVELOPMENT - (Parks that are complete but need renovations or new development)

Barton Street - (Walker)
Bobby Kerr
Gore
Myrtle

NIP PARKS - (Parks funded under NIP Projects)

Burton Street Playground - Not complete
Landsdale - Not complete
Kay Drage Park - Not complete

NIP PARKS UNDER CONSTRUCTION

J C. Beemer Park
Birge Playground
Kay Drage Park
Woodlands
Tom Street
St. Brigid's
West Avenue School
Wentworth Street School
Central Park

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its **FIFTH** Report for 1984 and respectfully recommends:

1. That the Council of the Regional Municipality of Hamilton-Wentworth be requested to give consideration to dividing its present grant to the Art Gallery of Hamilton into two separate grants; one for municipal taxes and one for operating expenses, effective 1985.

   NOTE: For the information of the Members of City Council, the Art Gallery has requested an exemption from municipal taxes which in 1983 amounted to $210 337.34. The Region presently provides an annual grant to the Art Gallery which includes a provision for municipal taxes.

   The Finance Committee does not feel it appropriate to exempt the Art Gallery from taxation which would result in a reduced request for assistance by the Art Gallery to the Region and a net loss in revenue to the City of Hamilton.

2. Approval of the following purchases:

   (a) **EASTGATE FORD SALES, Hamilton, Ontario**

   Supply and delivery of two Garbage Packers in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Two (2) Ford L8000 Chassis complete with Dempster Routeking II Packer Bodies Mounted at $61 075 each	$122 150.00
Ontario Retail Sales Tax 7%	8 550.50
Licenses	20.00
Total Net Price	$130 720.50

   NOTE: Second lowest of 8 tenders.

   (b) **FINE PAPERS LONDON LTD., Hamilton, Ontario**

   Supply and delivery of Fine Paper for 1984 for Various Departments, for the approximate total sum of $36 673.81
   Federal Sales Tax Extra @ 9%. Provincial Sales Tax Extra @ 7%.

   NOTE: Lower of Two acceptable tenders received.

3. That disbursements in the amount of $1 029.77 as set out in Fraser & Beatty's account of June 21, 1983 for the period May 1 to May 30, 1983 be paid. These disbursements relate to legal services performed by Fraser & Beatty regarding the proposed hotel in Lloyd D. Jackson Square.

4. Approval of the settlement of the following claim:

   By County Court Writ of Summons issued September 26, 1983, Michael and Ann Yaksich commenced action against Kenneth Roy Withers and The Corporation of the City of Hamilton for

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personal injuries and other losses they suffered in a motor vehicle accident that occured on December 30, 1981 when their motor vehicle was struck from behind by a City vehicle operated by Kenneth Roy Withers. They claimed $195 000 plus interest and costs.

It is recommended that their claims against the City and Mr. Withers be settled in the amount of $20 759.72 inclusive of interest and costs.

5. That the Regional Municipality of Hamilton-Wentworth be requested to issue, on behalf of the City of Hamilton, debentures in an amount not to exceed $5 000 000 relating to the City of Hamilton project - Victor K. Copps Trade Centre/Arena at a current market rate in consultation with the City Treasurer.

6. That the request of the Regional Municipality of Hamilton-Wentworth to take affidavits and issue identification cards on behalf of the City of Hamilton with respect to the Reduced Bus Pass Programme for the Unemployed, for approximately 40 persons involved in LONAR (Linking of Needs And Resources), be authorized.

7. That the total 1983 Current Fund Overdrafts, as set forth in Schedule "A" attached, in the amount of $551 760 which have originated since the Council meeting of December 31, 1983, be approved.

NOTE: With the adoption of section 7 of the Twenty-first Report of the Finance Committee, City Council at its meeting December 13, 1983 authorized the Chief Administrative Officer and the City Treasurer to approve current budget transfers overdrafts and contingency transfers for the balance of December following the December 13, 1983 meeting, provided that a list of all such transactions is compiled for approval by City Council early in the new year.

8. City Council at its meeting February 29, 1984 referred back section 2 of the Fourth Report of the Finance Committee which dealt with the allocation of $360 000 in a separate interest earning reserve to fund annual payments to OMERS over 15 years.

In this regard, the Finance Committee wishes to advise that it has further reviewed this matter and now respectfully recommends that as a result of funding requirements of OMERS Agreement No. 280 (Fire Department - "30 and Out") being reduced from $360 000 to $11 400, the excess amount of $348 600 be transferred to the Reserve for Capital Projects - Account No. 0280-27.

9. (a) Subject to the City Solicitor's office carrying out 40 year searches on the properties', ownership of which is vested in The Corporation of the City of Hamilton as a result of realty tax arrears in excess of three years, pursuant to The Municipal Affairs Act, R.S.O. 1980, Chapter 303, and where the search verifies that the provisions of The Act were carried out, the committee respectfully recommends:

(i) In the case of those properties where the City Treasurer has determined, through the Director of Real Estate, that the property is required for municipal purposes, the City Solicitor be directed by the Finance Committee and City Council to prepare the by-law(s) for the subsequent approval of the Ministry of Municipal Affairs and Housing of the Province of Ontario, and ultimately the approval of City Council.

(ii) In the case of those properties where the City Treasurer has determined through the Director of Real Estate, that there is not a municipal purpose for a property and after receiving Finance Committee and City Council approval the Director of

Real Estate be directed to sell the properties and to carry out any works necessary to enable the property to be sold (i.e. securing the property against vandalism, repairing or rectifying unsafe conditions, cleaning, etc.). All costs expended by the City of Hamilton will be added to the tax roll. According to the Ministry of Municipal Affairs and Housing, the sale must be by by-law and The Municipal Affairs and Housing Act requires the sale must be approved by the Ministry of Municipal Affairs and Housing. Accordingly, the Director of Real Estate is further directed (after he has obtained a purchaser) that he request the City Solicitor to prepare the by-law for the sale and obtain the Ministry of Municipal Affairs and Housing approval of the said by-law, and subsequently forward the by-law to City Council for approval.

(b) In the event the 40 year search discloses that the provisions of The Municipal Affairs Act were not carried out, the City Solicitor recommend to the City Treasurer the course of action to be taken.

10. That a $5 000 advance to the FCM's Urban Infrastructure Task Force be approved and charged to Account 0378-2700 - Unclassified Expenditures.

The objectives of the Urban Infrastructure Task Force are to determine the status of urban infrastructures in Canadian municipalities, to determine trends in funding for infrastructures and, if problems are identified, to propose policies and programmes to correct them.

NOTE: For the information of the Members of City Council, the immediate funding requirement to allow the Task Force to carry out its studies and report by the June 1984 FCM meeting is $55 000. Due to time constraints, Mayor M. Harcourt of Vancouver, British Columbia, Chairman of the Task Force, is requesting the eleven (11) cities in the Big Cities Mayor's Caucus, of which Hamilton is a member, to contribute an amount of $5 000 each, which will be refunded when other sources of funding are finalised through normal FCM procedures.

Respectfully submitted,

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

J. J. Schatz, Secretary
March 8, 1984
attchms.

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City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1983 CURRENT BUDGET

Department (1)	Account Number (2)	Description (3)	Appropriation (4)	Overdraft Amount per Statement (5)	Increase in Appropriation Required (6)	Request Transfer from Account Number (7)	Request for Overdraft Approval (8)
City Clerk	0322-0112	Publicity	52,100	3,500			3,500
	0322-0116	Postage	24,800	3,360			3,360
	0322-0121	Office Supplies and Stationery	23,790	2,360			2,360
	0322-0183	Rental - Office Equipment	35,900	1,350			1,350
	0322-0187	Rental - Other Facilities	8,800	2,090			2,090
	0322-0583	Rental - Office Equipment	52,240	7,690			7,690
Legal	0325-0124	Books and Library Expenses	10,000	1,370			1,370
	0325-0156	Consultant's Fees	23,510	1,770			1,770
Fire	0341-0194	Training Program	30,290	1,360			1,360
Traffic	0345-0183	Rental - Office Equpment	15,670	2,740			2,740
	0345-0319	Contractual Services	-	3,730			3,730
	0345-3223	Operating Supplies	19,120	3,770			3,770
	0345-4085	Operating Equipment	4,270	7,190			7,190
	0345-6019	Contractual Services	180,440	1,700			1,700
Central Services Garage	0348-XXXX	Various	248,460	38,250			38,250
Public Works	0350-0181	Rental - Car Pool	32,940	2,070			2,070
	0350-07XX	Garbage Collection	3,334,140	68,090			68,090
	0350-XXXX	Winter Maintenance	1,253,150	44,340			44,340
	0350-XXXX	Arborist	652,090	9,880			9,880
Cemeteries	0353-0127	Uniforms, Clothing and Accessories	9,310	1,460			1,460
	0353-0133	Repairs and Maintenance - Building	5,860	2,000	2,000	0353-0132	
	0353-0181	Rental Car Pool	6,050	1,770			1,770

Schedule "A" as referred to in section 7 of the Fifth Report of the Finance Committee

City of Hamilton
Treasury

LIST OF REQUESTS FOR TRANSFERS AND OVERDRAFT APPROVALS WITHIN THE 1983 CURRENT BUDGET

Department (1)	Account Number (2)	Description (3)	Appropriation (4)	Overdraft Amount per Statement (5)	Increase in Appropriation Required (6)	Request Transfer from Account Number (7)	Request for Overdraft Approval (8)
Central Utilities Plant	0360-01XX	Excess Undistributed Costs	1,279,550	52,630			52,630
Parks	0364-XXXX	Park Maintenance	2,314,110	111,990			111,990
	0364-XXXX	Horticultural	1,818,020	161,680			161,680
Culture and Recreation	0367-0124	Office Supplies and Stationery	2,340	1,280			1,280
	0367-0587	Rental Other Facilities	138,000	2,320			2,320
	0367-1929	Materials and Supplies - Other	48,840	5,140			5,140
	0367-2639	Repairs and Maintenance - Other	2,600	1,810	1,810	0367-2629	
	0369-0123	Operating Supplies	6,780	1,180			1,180
Miscellaneous	0378-27XX	Various Unclassified	58,000	5,700			5,700
Total							551,760

C-9

D

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **FOURTH** Report for 1984 and respectfully recommends:-

1. That approval be given to **Zoning Application 83-75, P. and S. May and Steven Friedman,** owner, requesting a modification to the established "H" (Community Shopping and Commercial, etc.) District regulations to delete the requirement for parking for the restaurant use located at No.96 Locke Street South, as shown on the attached plan marked as APPENDIX "A" on the following basis:

   (i) That notwithstanding Section 18(12) of By-law No.6593, no parking for the subject lands will be required for a restaurant use;

   (ii) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-859, and that the subject land on Zoning District Map W-13 be notated S-859;

   (iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map W-13;

(a) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The purpose of the by-law is to provide a modification to the "H" (Community Shopping and Commercial, etc.) District regulations applicable to the lands at No.96 Locke Street South to delete the requirement for parking for the restaurant use.

2. **Zoning Application 83-76**

   (a) That approval be given to **Zoning Application 83-76, Dr. Robert D. Thurlow,** owner, to establish modifications to the zoning regulations applicable to the property located at No.968 Main Street West, as shown on the attached plan marked as APPENDIX "B" on the following basis:

      (i) That the "C" (Urban Protected Residential, etc.) District regulations applicable to the subject lands be modified to include the following variances and restrictions:

         (A) that notwithstanding the provisions of Section 9(1) of Zoning By-law No.6593, a chiropractors' office restricted to a maximum gross floor area of 97.5 m^2 shall be permitted;

         (B) that a minimum of six off-street parking spaces shall be provided on the site;

         (C) that notwithstanding the provisions of Section 18(3)(iv)(ad) of Zoning By-law No.6593, the required off-street parking spaces shall be permitted in the required front yard;

(D) that a minimum 1.5 m wide landscape strip be provided and maintained on the subject lands abutting Main Street West and along that portion of Paisley Avenue abutting the required parking lot excluding the access driveway;

(E) that one unlighted business identification sign having an area of not more than 0.2 m^2 attached to and as practicable flush with a wall of the building, shall be permitted;

(F) that vehicular access to Main Street West be prohibited.

(ii) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-860 and that the subject lands on Zoning District Map W-33 be notated S-860.

(iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593 and Zoning District Map W-33.

(iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(b) That By-law 79-275 be amended to establish Site Plan Control on the subject lands.

(c) That the applicant enter into an undertaking with the City whereby he agrees to convert the building located at No.972 Main Street West back to its original use, upon the relocation of the chiropractors' office use to No.968 Main Street West.

Explanatory Note - The by-law will provide for a modification to the "C" (Urban Protected Residential, etc.) District regulations to permit the ground floor area of the dwelling located at No.968 Main Street West to be converted into a professional office for two chiropractors.

The effect of the zoning modification is to permit the chiropractors' office to be relocated from its present location at No.972 Main Street West to No.968 Main Street West, the location of which is shown on Zoning District Map W-33.

The by-law also provides for the following additional variances and special requirements:

(i) a restriction on the total gross floor area of the chiropractors' office - 97.5 m^2 maximum;

(ii) a minimum of six off-street parking spaces, to be permitted in the required front yard;

(iii) a 1.5 m wide landscape strip to be provided and maintained along Main Street and along that portion of Paisley Avenue which abuts the required parking lot on the subject lands;

(iv) to permit one unlighted business identification sign on the building not to exceed 0.2 m^2 in area;

(v) to prohibit vehicular access to Main Street West at this location.

3. **City Initiative 84-A**

(a) (1) That approval be given to **City Initiative 84-A,** to amend By-law No.6593 as amended by By-law No.83-239, on the following basis:

(i) That SECTION 12D-"F-4" DISTRICT as set out under Section 2 of By-law No.83-239 be amended by adding the following:

12D(1)(g) EXISTING USES

(A) Any use existing as of the date of the passing of this By-law, except for RESIDENTIAL uses.

(ii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593, as amended by By-law No.83-239.

(iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The purpose of this by-law is to amend the "F-4" (Waterfront Services) District regulations by recognizing the existing commercial and industrial uses as permitted uses within the zone. The lands affected by this by-law amendment are shown on the attached map marked as APPENDIX "C".

(2) That the City Solicitor be directed to prepare a separate by-law to repeal By-law No.83-313.

Explanatory Note - The purpose of the by-law is to repeal By-law No.83-313, thereby re-establishing the "F-4" (Waterfront Services) District zoning applicable to the lands shown on the attached map marked as APPENDIX "D".

(b) That approval be given to **City Initiative 84-A,** to amend By-law No.6593, as amended by By-law No.83-240, by further modifying the "F-4" (Waterfront Services) District zoning applicable to the lands shown as Blocks 1 and 2 on the attached plan marked as APPENDIX "C" on the following basis:

(i) That subsection (1) of Section 2 of By-law No.83-240 be amended by adding after the word "amended" in the second line, the words "in respect of dwellings existing at the time of the passing of this by-law", so that the subsection shall read as follows:

"2.(1) The "F-4" District provisions applicable to the lands referred to in Clause 1(4)(c) are amended in respect of dwellings existing at the time of the passing of this by-law, to the extent only of the special requirements that, . . .";

(ii) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-841a, and that the subject lands on Zoning District Maps E-10, E-11 and E-19 be notated S-841a;

(iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No.6593, as amended by By-law No.83-240, and Zoning District Maps E-10, E-11 and E-19; and

(iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

Explanatory Note - The purpose of the by-law is to amend the modified "F-4" District zoning applied to the lands shown as Blocks 1 and 2 on the attached map marked as APPENDIX "C". By-law No.83-240 as passed by City Council on July 27, 1983, inadvertantly modified the "F-4" District zoning on these lands to permit, subject to special provisions, the alteration and extension of all buildings or structures. The effect of this amendment is to clarify the original intent of the By-law which was to permit only the alteration and extension of existing dwellings within Blocks 1 and 2.

4. (A) That the **Design Criteria for Energy Efficient Neighbourhood Planning Stage Three** report, including objectives, policies and recommended action and four neighbourhood land use options for the Ryckmans Neighbourhood, be approved for presentation to the Ministry of Municipal Affairs and Housing as completion of the multi-year research project, Design Criteria for Energy Efficient Neighbourhood Planning;

(B) That approval be given to **Official Plan Amendment No.14 to the City of Hamilton Official Plan** to amend Subsections B-3 and C-8, Energy by including energy-related policies; and

(C) That Planning and Development Department staff be authorized to request the final payment of $2,346.00 for the **Design Criteria for Energy Efficient Neighbourhood Planning** project from the Ministry of Municipal Affairs and Housing.

Explanatory Note - Inclusion of energy-related policies in the City Official Plan and approval of the energy efficient Ryckmans Neighbourhood design concepts will complete the Planning and Development Department's multi-year research project, **Design Criteria for Energy Efficient Neighbourhood Planning.**

A Provincial grant of $2,346.00 is available to the City based on completion and submission of Stage III to the Ministry of Municipal Affairs and Housing by March 16, 1984.

Submission of the Stage III report to the Ministry will not complete the neighbourhood planning process. Following the submission of Stage III, the Ryckmans Neighbourhood Plan will proceed to full approval following the usual neighbourhood planning procedure for undeveloped neighbourhoods, including public participation and review by various government agencies and departments.

The results of the Upper James - South Mountain Area commercial study will also be incorporated in the completed Ryckmans Neighbourhood Plan.

5. That the Hamilton Region Conservation Authority's request to introduce further landscaping requirements in the City's Official Plan and Zoning By-law for **Piers 25 to 27 of Hamilton Harbour**, be **denied**; and that the Hamilton Harbour Advisory Committee be so informed.

Explanatory Note - The Planning and Development Committee (at its meeting of October 12, 1983) requested the Hamilton Harbour Advisory Committee to consider a request by the Hamilton Region Conservation Authority to include Harbour lookouts and public access areas in the development of Piers 25 to 27. Subsequently, the Advisory Committee has recommended the addition of further landscaping requirements in the City's Official Plan and Zoning By-law. However, it has been determined that existing landscaping requirements in these two documents are sufficient. Accordingly, this request should be denied.

6. That City Council endorse the procedures respecting Regional involvement in the Zoning By-law Review Process as contained in Report 17-83, Item 14, of the Regional Planning and Development Committee, approved by Regional Council on December 20, 1983 (copy attached as APPENDIX "E") and that such procedures be formally implemented on April 1, 1984.

Explanatory Note - Under the former Planning Act, the Region was responsible for reviewing local zoning by-laws. Prior to a zoning by-law coming into effect, the Regional Planning and Development Department was responsible for commenting to the Ontario Municipal Board on whether or not the by-law was in conformity with the Regional Official Plan.

The new Planning Act does not prescribe any Regional conformity certification procedure. However, the Minister of Municipa' ' ffairs and Housing has suggested that the Region establish a new type of certification process with respect to proposed zoning by-laws.

On December 20, 1983, Hamilton-Wentworth Council approved the procedures and directed that they be circulated to the Area Municipalities with a request that they be implemented and that a specific implementation date be adopted.

7. With respect to the Central Area Road Allowance Policy and Setback By-laws 75-61 and 75-175 - the following is recommended:

   (a) That Setback By-laws 75-61 and 75-175 be repealed; and

   (b) That the City Clerk be authorized to advise Hamilton-Wentworth Regional Council of the City resolution.

Explanatory Note - In 1980, City Council requested Hamilton-Wentworth Regional Council to examine the ultimate rights-of-way of arterial roads in the Central Area of the City under its jurisdiction, as they relate to the Setback By-laws 75-61 and 75-175. Given that these by-laws were not subjected to a public review; have not been approved by the Ontario Municipal Board; and, have been amended numerous times, they should be repealed.

8. That approval be given to **City Initiative 84-E** to adopt a by-law under Section 49(4) of the Planning Act, 1983, to declare Lots 34-49, 107-134, 146-159, 273-285, 351-363, 366-431, 436-447, 455-456, 475-476, 482-485 all inclusive, of Registered Plan No.1115, and Lots 1-10 inclusive of Registered Plan No.1129 not to be part of a Registered Plan of Subdivision; and that the City Solicitor be directed to prepare a by-law accordingly.

9. That the Mayor and City Clerk be authorized and directed to execute and deliver the discharge of a $2,000.00 mortgage on behalf of the City to Domenico and Lauretta Sinicropi with respect to the property at **No.413 Hughson Street North.** This parcel of vacant land was sold to the Sinicropies in 1974, subject to a collateral mortgage in the amount of $2,000.00 to secure performance of certain building covenants; and

That the City Solicitor be directed to finalize this transaction.

For the information of Members of City Council, the Building Commissioner, in a letter dated October 4, 1978, to the Legal Department, indicated that the building covenants in the deed to these purchasers had been complied with.

10. That Block 49 on Reference Plan 62M-364 be sold to Abbotsford Homes Limited for the price of $2.00.

Block 49 is a 0.5 metre reserve containing approximately 70.8 square metres extending westerly from Kingfisher Drive 131.747 metres along the southerly limit of Curlew Avenue and thence northerly 10.001 metres along the westerly limit of Pinewarbler Avenue. The closing date of this transaction is scheduled for on or before the 27th day of March 1984.

11. That an Offer to Purchase the lands of the Corporation of the City of Hamilton, duly executed on February 20, 1984 by the Purchaser **Dallex Foods Inc.**, and scheduled for closing on July 19, 1984, be completed.

The property is composed of a parcel of land located on the north side of Keefer Court, having a frontage of 40 metres by a depth of 67.321/68.615 metres respectively and comprises an area of 2737.9 square metres, and is more particularly described as Parts 9 and 10 on Plan 62R-6932.

The purchase price is $50,800.00. A deposit cheque in the amount of $5,080.00 is being held by the City Treasurer pending City Council approval.

This transaction includes special building covenants, agreements and restrictions which are set out on the pages attached hereto as APPENDIX "F".

This transaction shall be closed on or before the 19th day of July 1984 and the offer is conditional upon:

(a) The Purchaser receiving a financial commitment to their satisfaction on or before June 19, 1984.

(b) This Agreement may be terminated by the Purchaser on or before June 19, 1984 if they notify the Vendor in writing by regular mail or delivery to the Vendor's address, that they have been unable to obtain said financing on terms satisfactory to it. Upon receipt of this notice the Agreement shall become null and void and the Purchaser's deposit shall be returned to them in full without interest or penalty. If no such notice is received, this term of contract shall be valid and binding whether or not such financing has been obtained.

12. **Capital Budget (1984 through 1988); and**
Ontario Neighbourhood Improvement Programme - Corktown-Stinson Area.

(a) That the proposed "Corktown-Stinson Redevelopment Area" as per the Schedule attached as APPENDIX "G", be the City of Hamilton's 1984/85 O.N.I.P. Area;

(b) That provision be made in the 1984-1988 Capital Budget for the implementation of the O.N.I.P. in Corktown-Stinson at a gross cost of $1,000,000.00; and

(c) That the Director of Community Development be hereby authorized and directed to make application to The Ministry of Municipal Affairs and Housing, seeking a grant in the amount of $500,000.00 to assist in financing the cost of implementing the O.N.I.P. in Corktown-Stinson.

13. That City Council support, in principle, the application under the Provincial Government's **Convert-to-Rent Programme** for the conversion of a portion of the Lister Block, 28-36 James Street North, to **sixty** residential units and that the Department of Community Development be directed to send a letter to the Minister of Municipal Affairs and Housing, supporting the project in principle.

14. (A) That the Corporation of the City of Hamilton accepts the sum of $39,182.50 as cash payment in lieu of 5 per cent dedication in connection with **"Hillside Terrace - Phase 2"** final plan of subdivision.

NOTE - These lands are located west of Upper Horning Road and south of the proposed Mountain Freeway in the Gurnett Neighbourhood, Hamilton.

(B) That Item 13 of the Planning and Development Committee Report 1-84, as adopted by City Council on January 31, 1984, be rescinded; and

That the Corporation of the City of Hamilton accepts the sum of $46,200.00 as cash payment in lieu of 5 per cent parkland dedication in connection with **"Almas Gardens - Phase 4"** plan of subdivision.

NOTE - These lands are located east of Upper Horning Road and south of the proposed Mountain Freeway in the Gurnett Neighbourhood, Hamilton.

15. (a) That the Mayor and City Clerk be authorized to sign a Municipal Termite Control Agreement with the Ministry of the Environment on behalf of the Corporation of the City of Hamilton, attached hereto as APPENDIX "H".

(b) That the City Solicitor be authorized and directed to prepare a by-law to Provide for the Control of Termites, pursuant to Paragraphs 173 and 174 of Section 210 of the Municipal Act, R.S.O. 1980 Chapter 302, as enacted by Section 1 of the Municipal Amendment Act, 1983, Chapter 5.

Explanatory Note - By letter dated February 24, 1984, the Ministry of the Environment notified the City that $10,000.00 of Grant money has been allocated to the City of Hamilton for the Municipal Termite Control Assistance Program. The allocation is conditional upon:

1. Entering into a Termite Control Agreement with the Province of Ontario by March 16, 1984, to authorize the transfer of the up-front Grants.

2. The passage and enforcement of a Termite Control By-law.

3. A commitment to utilize the allocation for termite control purposes only.

Each application for a Provincial Grant is dealt with on its own merit and provides for pre-treatment of land on which a building or structure is proposed to be built for a Grant to a maximum of $1,000.00 and in any other case to a maximum of $2,000.00 for the work to be performed on owner-occupied buildings, in which the owner occupies at least 50 per cent of the floor area above grade.

16. That leave be granted to introduce the following Bills:-

(a) Bill D-28 - By-law to Amend Zoning By-law No.75-61 as Amended by By-law No.75-175 respecting land located at Municipal No.284 King Street East

(b) Bill D-29 - By-law to Authorize the Demolition and Clearing of Buildings, Structures, Debris, or Refuse and the Repair of the Principal Building at Municipal No.269 Province Street South

(c) Bill D-30 - By-law to Repeal By-law No.83-297 respecting land located at Municipal No.1224 Cannon Street East

(d) Bill D-32 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal Nos. 331 to 333 1/2 Strathearne Avenue

(e) Bill D-33 - By-law to Amend Zoning By-law No.6593 respecting land located at Municipal No. 342 Jackson Street West

(f) Bill D-34 - By-law to Amend Zoning By-law No.6593 respecting land located on the east side of Upper Paradise Road and south of the proposed Mountain Freeway

(g) Bill D-35 - By-law to Amend Subdivision Control By-law No.9375 respecting Registered Plan No.256

(h) Bill D-36 - By-law to Provide for The Control of Termites

(i) Bill D-37 - By-law to Confirm Proceedings of the Council of the Corporation of the City of Hamilton

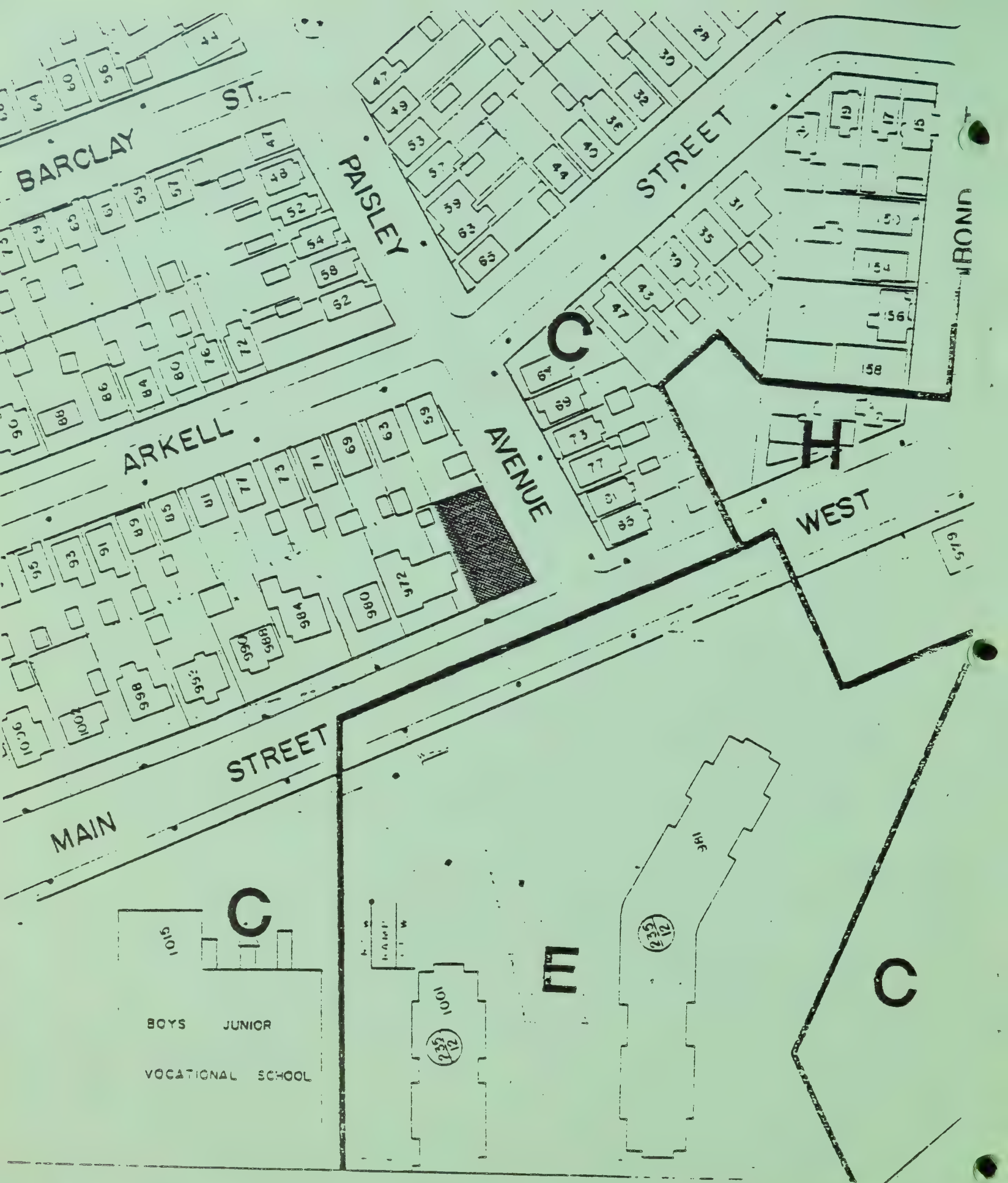
Respectfully recommended

JDT:bg
1984 February 29

Alderman W. M. McCulloch, Chairman
Planning and Development Committee

APPENDIX "A"
R.P.D.C.#4 Item 1

APPENDIX "A"
R.P.D.C.#4 Item 1



SITE OF THE APPLICATION

ZA83-76



~~APPENDIX "B"~~

R.P.D.C.#4, Items 3(a)(1) and 3(b)

APPENDIX "C"

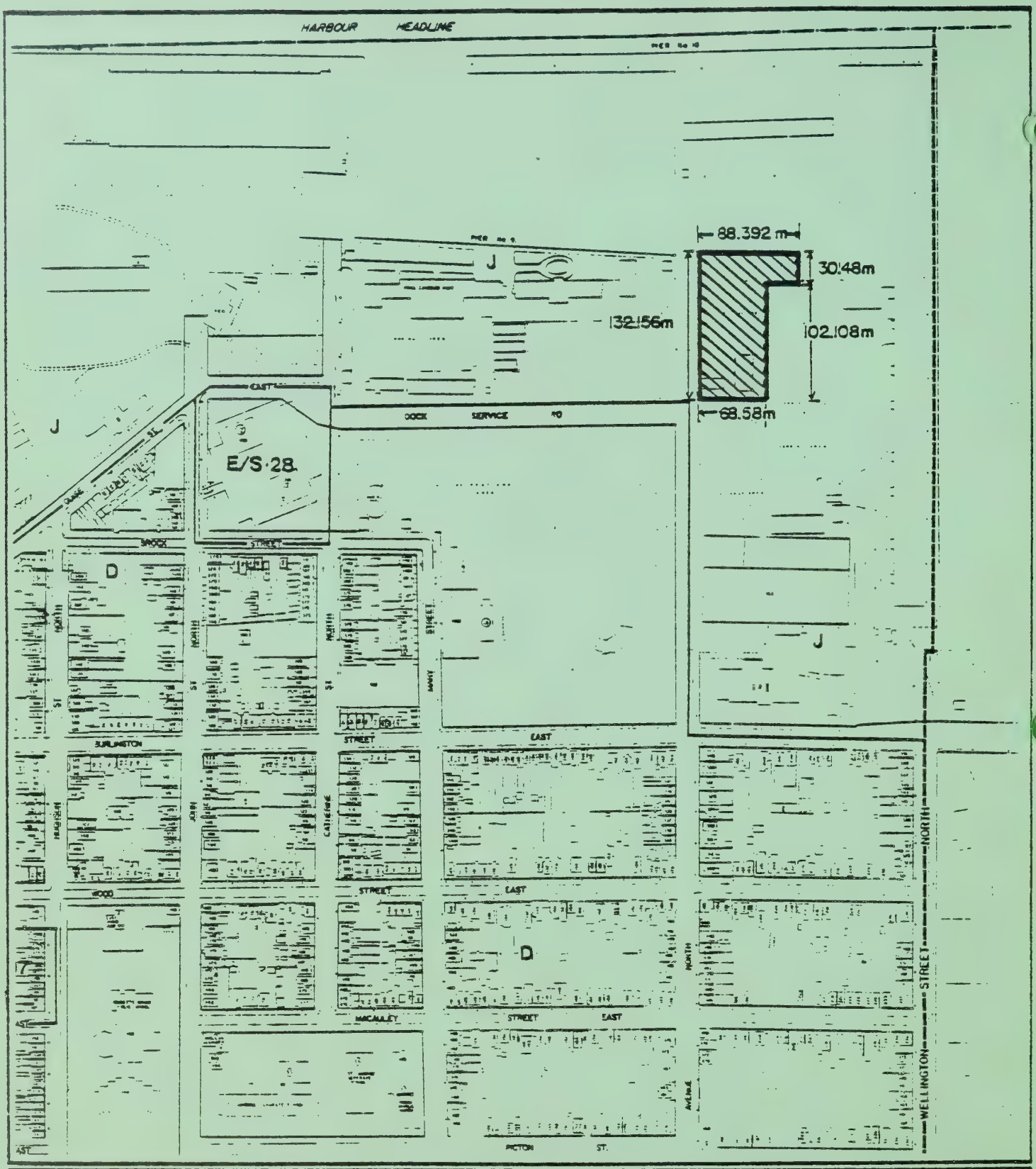
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Zoned 'F-4' (Waterfront Services) District

Lands Zoned 'F-4' (Waterfront Services) District Modified

North	Scale	Reference File No.
	1" = 1600	CI-84-A
	Date	Drawing No.
	January 1984	84-H-16



~~APPENDIX "A"~~

R.P.D.C.#4, Item 3(a)(2)

APPENDIX "D"

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Subject Lands

North	Scale	Reference File No.
	1:5000	CI-84-A
	Date	Drawing No.
	January 1984	84-H-4

SCHEDULE "A"

PROCEDURES: ZONING BY-LAW REVIEW PROCESS - REGIONAL INVOLVEMENT

APPENDIX "E"
R.P.D.C.#4, Item 6

APPENDIX "E"
R.P.D.C.#4, Item 6

REGIONAL INVOLVEMENT IN THE ZONING BY-LAW APPROVAL PROCESS

Following is a procedure to insure adequate involvement of Hamilton-Wentworth Region in the Zoning By-law approval process, in accordance with provisions of The Planning Act, Provincial Regulations and other Provincial direction.

1. Upon receipt of a By-law amendment application the area municipality will circulate appropriate information describing the application to the Regional Planning Department for comment (Section 34(15) of the Planning Act).

   Regional response to such circulation will be by form letter. (Form ZBP-1)

2. The Minister of Municipal Affairs and Housing (by letter dated August 1, 1983) expects the Region of Hamilton-Wentworth:

   > "....to continue to monitor and comment on zoning by-laws in respect to conformity to local and regional official plans and if necessary to make representation to the Ontario Municipal Board. In order to minimize any potential difficulties, I would suggest the chief planning officer review proposed by-laws and certify conformity by a schedule prior to the adoption by the area municipality".

   In accordance with this direction, once a By-law amendment application has been approved and a draft By-law prepared, and prior to Area Council consideration, the draft By-law will be circulated to the Chief Planning Officer of the Region for certification of R.O.P. conformity. (Form ZBP-2) Completed certification schedules will be returned directly to the Area Municipal Planning Department, unless directed otherwise by the Area Municipality.

3. Once the By-law has been adopted, notice will be sent to the Region in accordance with Section 34 (17) of the Act, and Regulation 404/83. Such notice will include a copy of the adopted By-law.

   If the By-law is consistent with the provisions of the Regional Official Plan, it will be filed with no further follow-up to the area municipality. If the By-law conflicts with the R.O.P. appropriate further action will be considered (i.e. referral to the O.M.B.) which will be subject to Regional Council approval.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Planning and Development Department
P.O. Box 910, Hamilton, Ontario L8N 3V9

Form ZBP-1

Refer to File No.
Attention of
Your File No.

CIRCULATION RESPONSE

ZONING BY-LAW

AREA MUNICIPALITY:_____ DATE RECEIVED:_____

ZONING APPLICATION NO. OR IDENTIFICATION:_____

LOCATION:_____

NATURE OF APPLICATION:_____

_____

_____

The above Zoning By-law application:

- ☐ Conforms to the Hamilton-Wentworth Official Plan.
- ☐ Is not considered to be of Regional significance.
- ☐ Conflicts with the Hamilton-Wentworth Official Plan (see comments).

COMMENTS:

Signed _____

Date _____

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Planning and Development Department
P.O. Box 910, Hamilton, Ontario L8N 3V9

Form ZBP-2

Refer to File No.
Attention of
Your File No.

STATEMENT OF CONFORMITY TO THE OFFICIAL PLAN FOR THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

I, _____, The Chief Planning Officer of the Regional Municipality of Hamilton-Wentworth have reviewed the draft By-law related to By-law Application No./Identification _____ of the _____ circulated to me on the _____ day of _____ 1983.

I am of the opinion that:

☐ The By-law is in conformity with the Official Plan for the Regional Municipality of Hamilton-Wentworth.

☐ The Official Plan for the Regional Municipality of Hamilton -Wentworth does not contain provisions directly applicable to the content of this By-law, or The By-law contains no provisions conflicting with the intent of the Hamilton-Wentworth Official Plan.

☐ The By-law would conform with the Area Municipal Official Plan if Amendment (No) _____, as adopted by the Council, to the Official Plan in effect for _____ is approved in accordance with provisions of the Planning Act.

☐ The By-law is not in conformity with the Official Plan for the Regional Municipality of Hamilton -Wentworth (see comments).

COMMENTS:

Dated this _____ day of _____ 1983

6.1 The Purchaser acknowledges to the Owner that the Purchaser realizes that in addition to the sale price payable in this Offer to Purchase, there may be municipal, regional, governmental or provincial charges, fees, levies and rates to be paid by the Purchaser; in particular, without limiting the generality of the foregoing, the Purchaser realizes that he may also be required after the grant to him:

(a) to pay municipal, realty and business taxes;
(b) to pay City Local Improvement Charges for City services such as streets, sidewalks and curbs;
(c) to pay Regional Local Improvement Charges for Regional services such as water supply, storm sewers and sanitary sewers;
(d) to pay Regional Special Charge (sewer impost fee), upon application for a building permit;
(e) to pay building permit application fee;
(f) to pay for storm and sanitary sewers, water lines, their connections and laterals under the street and under the Purchaser's property;
(g) to pay for the connection of all utilities to the premises;
(h) to prepare and obtain approval of site plans pursuant to The Planning Act prior to the issuance of a building permit and to enter into a site plan agreement, if requested by the municipality;
(i) to convey five percent (5%) of the land to the municipality for park purposes as a condition of development or redevelopment of the land for residential purposes;
(j) to apply for a re-zoning of the property in the event that the Purchaser's proposed use of the property is not permitted by the zoning by-law. Such application is subject to the approval of the City and the approval of the Ontario Municipal Board.

6.2 This Agreement may not be assigned by the Purchaser. In particular and without limiting the generality of the foregoing statement, it is understood and agreed that only the Purchaser named herein shall take title on closing and the Purchaser does not have the right to direct the Owner to convey the land to the Purchaser in trust, to the Purchaser and another or to a new third party.

6.3 In consideration for the grant of the hereinbefore described land to the grantee, in addition to payment of the sale price to the grantor, the grantee covenants and agrees to and with the grantor:

1. That the grantee shall commence construction of a building, having a minimum building area of 7,000 square feet, upon the hereinbefore described land by not later than January 19th, 1985.

   Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the Office of the Building Commissioner.

2. That the grantee shall complete construction of the said building not later than January 19th, 1986.

   The building is considered completed upon the issuance by the Office of the Building Commissioner of a Final Inspection Report.

3. In the event that the grantee does not comply with covenants 1 and 2 or either of them by the date(s) set out therein, the grantee covenants and agrees that the grantee shall sell the lands to The Corporation of the City of Hamilton, free and clear

Continued.....1(b)

of all charges, encumbrances, liens, claims or adverse interests whatsoever - if requested by the City, for the sale price herein, (without any interest) - less (a) the herein deposit; (b) the commission paid (if any) by the City to a real estate agent; (c) arrears of realty taxes (including the local improvement charges), penalty and interest owing on them - and further, without increase or compensation for costs of any improvements, additions, alterations, services or structures on, in or under the said lands.

6.4 The Purchaser agrees that the restrictions, covenants and agreements in paragraph 6.3 shall not merge upon the closing of this transaction but shall continue in full force and effect for the benefit of the Vendor, its successors and assigns.

6.5 The Purchaser agrees that the deed to him which he shall execute shall be subject to and include said paragraph 6.3 and its restrictions, covenants and agreements.

6.6. The purchaser agrees:

(a) that he shall enter into a site plan agreement with the City in a form satisfactory to the City under section 40 of The Planning Act (R.S.O. 1980 c. 379 as amended).

(b) The agreement shall include:

(i) The Purchaser's acknowledgement that the City has installed a berm approximately 4 feet high and approximately 20 feet wide along the rear of the property, which berm is shown as Part 10 on Reference Plan 62R-6932.

(ii) The Purchaser's acknowledgement that the City has landscaped the berm with grass, shrubs and trees to establish a visual barrier along the Queen Elizabeth Way frontage of the Purchaser's property, as illustrated on a landscape plan dated August 15, 1983 designed by F. Berndt of the Dept. of Public Works of the City of Hamilton.

(iii) The obligation of the Purchaser for himself, his heirs, successors and assigns, as the case may be, to:

(a) maintain and keep good care of the said landscaping including the replacement of same when necessary;

(b) not to remove the landscaping or the berm, and;

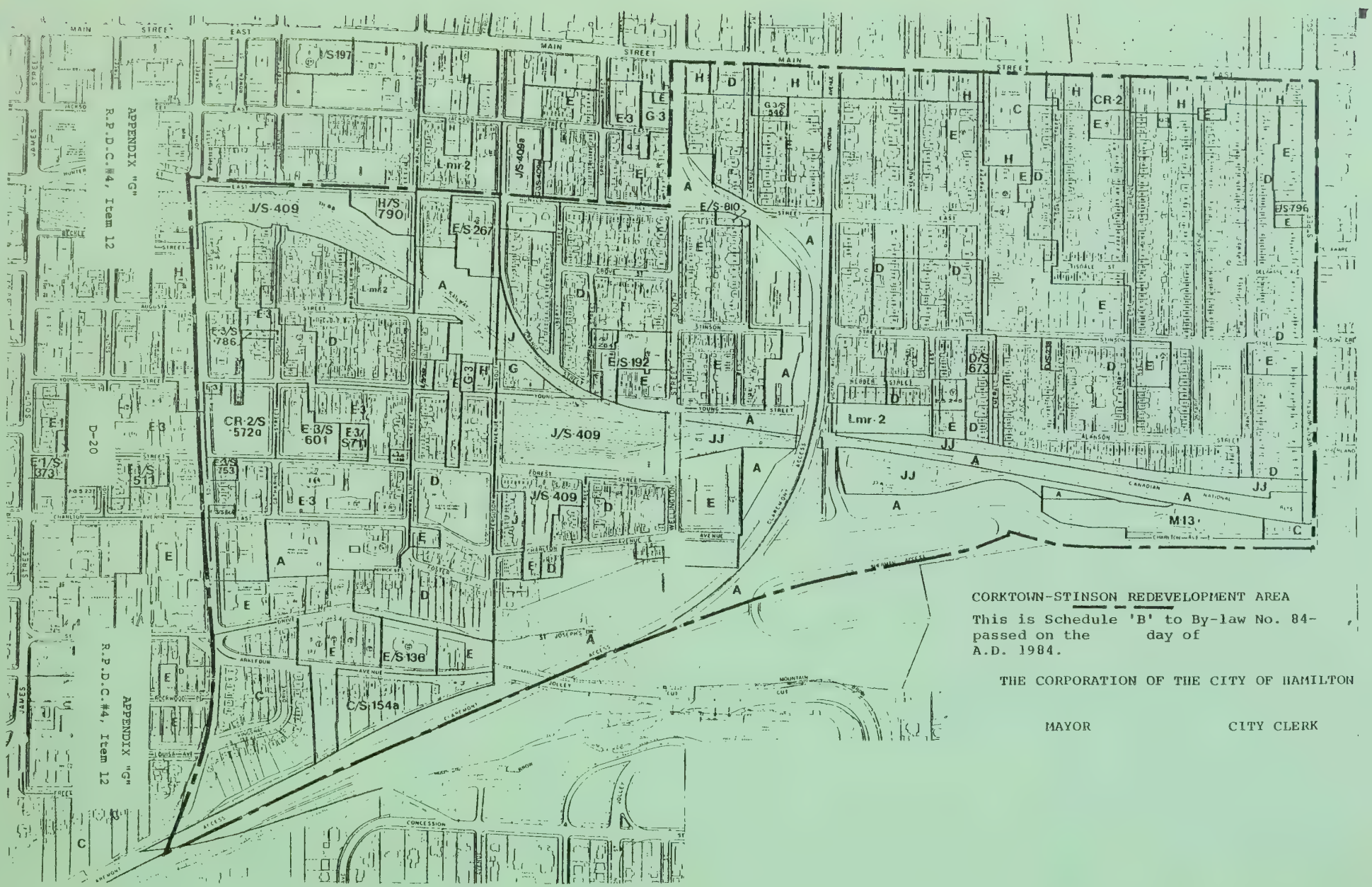
(c) not to alter the berm or the landscaping except to improve the landscaping.

(c) The Purchaser agrees to register the said agreement on title to the said land free and clear of all encumbrances at the time of the delivery of the City's deed of the said land to the Purchaser.

6.7. The Purchaser acknowledges that he is obliged in respect of the balance of the whole property (the bulk of his site) and the purchaser agrees he shall in respect of his development of the said balance of the whole property, apply for approval of the City under Section 40 of The Planning Act, R.S.O. 1980 c. 379 as amended, and receive the approval of the City, prior to obtaining his Building Permit.

6.8. The Purchaser also agrees that paragraphs 6.6 and 6.7 shall not merge upon the delivery of the City's deed herein, but shall remain in full force and effect.

6.9. The Purchaser acknowledges to the City that the Purchaser realizes he is obliged to apply for building and land use permit to the Ministry of Transportation and Communications because the whole property is adjacent to the Provincial Queen Elizabeth Way Highway.



CORKTOWN-STINSON REDEVELOPMENT AREA

This is Schedule 'B' to By-law No. 84- passed on the day of A.D. 1984.

THE CORPORATION OF THE CITY OF HAMILTON

MAYOR CITY CLERK

MUNICIPAL TERMITE CONTROL AGREEMENT

THIS AGREEMENT made the day of ,198 .

BETWEEN HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF THE ENVIRONMENT (The "Crown")

-and-

THE CORPORATION OF

(The "Municipality")

WHEREAS the parties hereto are both concerned about the spread of termites in Ontario and particularly within the territorial limits of the Municipality and about the effects of such pests on property and on the natural environment, and

WHEREAS the Crown is entering into this agreement for the purpose of gaining information related to the activities and spread of the activities of termites in Ontario, to the effectiveness of various pesticides in controlling termites, and also for the purpose of

APPENDIX "H"
R.P.D.C.#4, Item 15

controlling such termites, their activities and the spread of such activities,

AND WHEREAS the Municipality was authorized to enter into this agreement by dated the day of 198 and

WHEREAS By-law of the Municipality in respect of termite control (the "Termite Control By-law") is in force;

NOW THEREFORE the parties hereto mutually agree and covenant as follows:

1. The Municipality will give prompt written notice to the Crown in the event that it alters or revokes the aforesaid Termite Control By-law.

2. The Municipality will conscientiously enforce the Termite Control By-law and will consult the Crown with respect to the conduct of the Termite Control program of the Municipality.

3. The Municipality will keep the Crown advised of any information which comes into its possession with respect to the spread of termite infestation within the territorial limits of the Municipality and the effectiveness of measures taken to control termites and the spread thereof.

4. The Municipality agrees to the concept that it should make grants and loans for the purpose of termite control pursuant to the Termite Control By-law.

5. (1) The Municipality shall assist the Crown in the making, by the Crown, of grants to inhabitants of the Municipality for the purpose of termite control by accepting and processing applications for such grants which are submitted to it and by paying out provincial grants from money provided by the Crown for this purpose.

(2) The Crown may, from time to time, pay to the Municipality money to be used for termite control grants.

(3) The Crown may, from time to time, give written notice to the Municipality, of terms and

conditions on the utilization of money provided or to be provided by the Crown for termite control grants and the Municipality shall observe such terms and conditions or return any money to which they apply.

(4) The Crown may, from time to time, audit the books and records of the Municipality which relate to this agreement.

6. An application for a termite control grant shall be in form similar to that form attached as Schedule "A" hereto.

7. The Municipality shall consider each application for a grant and shall either:

(a) refuse the application, giving brief written reasons therefor;

(b) accept the application; or

(c) accept the application subject to specified terms and conditions,

and the Municipality shall notify the applicant of its decision forthwith.

8. The Municipality will consider each application in light of its termite control strategy and priorities and may refuse the application on any grounds which it finds to be sufficient.

9. (1) Upon satisfactory completion of all work required the Municipality shall pay the provincial grant to the applicant and shall advise the applicant that the grant money is provided by the Ontario Ministry of the Environment.

(2) The amount of the provincial grant shall be calculated as follows:

(a) The provincial grant will be equal to the percentage specified in clause (b) of the cost of the extermination work and the removal of wood/soil contact, subject to the limits in clauses (d) and (e). The cost of the work for purposes of calculating grants shall not include the cost of repairs to damaged materials.

(b) The percentage of the cost of the work shall be 60% multiplied by the fraction of the floor area of the premises used for

residential purposes, in respect of an owner-occupied building in which the owner occupies at least 50% of the floor area above grade.

(c) In clause (b) the word "owner" includes a tenant holding the premises on a lease which obliges him to prevent or remedy damage to the building caused by termites.

(d) In the event the grant is made solely for the pretreatment of land on which a building or structure is proposed to be built, the grant shall not exceed $1,000.00.

(e) Subject to clause (d), the grant shall not exceed $2,000.00.

10. (1) The Municipality shall submit to the Crown a written annual report on its termite control program, which shall include:

(a) copies of certificates of satisfactory completion of work including the name and address of the person to whom a grant was

paid and the amount paid;

(b) addresses of properties treated but for which no grant was paid;

(c) a statement of account indicating the amount of money received from the Crown for purposes of this agreement, its disposition and the balance on hand;

(d) a projection of the anticipated termite control activity in the following year and the desirable amount of funding for provincial grants under this agreement;

(e) an evaluation of the effectiveness of the termite control program over the period covered by the report in relation to the termite control strategy and priorities of the Municipality; and

(f) a statement of the current priorities and short term and long term termite control strategies of the Municipality.

(2) Upon termination of this agreement, the Municipality shall submit a final report at such time

as all money received from the Crown has been expended or returned to the Crown, but not later than one year after the date of termination, and such report shall comply with the requirements of subsection (1) to the extent possible.

11. (1) Either party hereto may terminate this agreement at any time by notice in writing given to the other.

(2) In the event this agreement is terminated all obligations of the Crown to the Municipality cease and the Municipality is obliged to account for grant money previously paid to it either by paying it out as grants pursuant to this agreement or by returning it to the Crown.

12. For the purpose of paragraphs numbered 7 and 8, "Municipality" shall mean the Chief Building Official of the Municipality or such other official as the council may appoint to enforce the Termite Control by-law.

13. This agreement shall enure to the benefit of and

be binding upon the parties hereto, their successors and assigns.

IN WITNESS WHEREOF the parties hereto have caused this agreement to be duly executed.

HER MAJESTY THE QUEEN IN
RIGHT OF ONTARIO AS
REPRESENTED BY THE MINISTER
OF THE ENVIRONMENT

_____
Minister of the Environment

THE CORPORATION OF

_____
Mayor

_____
Clerk

SCHEDULE "A"

APPLICATION FOR A GRANT FOR TERMITE CONTROL

NAME OF APPLICANT: _____

MAILING ADDRESS: _____

TELEPHONE NUMBER: _____

Address of property for which a grant is sought:

Description of Building:

If the applicant does not occupy all of the floor area of the building above grade, indicate percentage occupied _____%

If the floor area of the building is not all used for residential purposes, indicate percentage so used _____%

Pest Control Firm:	Quotation Price
1. _____	_____
2. _____	_____
3. _____	_____

Building Contractor:	Itemized Quotation Price
1. _____	_____
2. _____	_____
3. _____	_____

I hereby apply for a grant towards the cost of a program of termite control to be conducted in accordance with this application and the written quotation(s) of the chosen operator(s).

1. Grant for Treatment ( ) Preventative Treatment ( ) Pretreatment ( )
2. Removal of Wood/Soil Contact required Yes ( ) No ( )
3. Quotations Attached Yes ( ) No ( )

I agree to provide such further information and permit such reasonable inspection of the premises as may be required to assist in the processing and consideration of this application and payment of the grant.

I am not aware of any provincial grant having been received previously for the purpose of termite control at these premises. I certify that the said premises is a residential building and that the information provided in this application is true.

Dated at _____ this ___ day of _____ 19___.
Municipality

_____ _____
(Witness) (Signature of Applicant)

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its **SECOND** Report for 1984 and respectfully recommends:

1. (a) That the position of Sales Representative, Trade Centre Arena, be established and classified in Salary Schedule CC18: $20,800.00 per annum.

   (b) That the Director of Personnel be directed to follow normal recruiting procedures to engage a suitable employee at the earliest possible date on a contract basis.

RESPECTFULLY SUBMITTED,

ALDERMAN F. LOMBARDO,
VICE-CHAIRMAN.

K. E. Avery, Secretary,
March 7, 1984.

G

REPORT OF THE SPECIAL COMMITTEE TO ADMINISTER THE HAMILTON-SCOURGE PROJECT

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Special Committee to Adminster The Hamilton-Scourge Project presents its SECOND Report for 1984 and respectfully recommends:

1. That the application for financial assistance towards a Feasibility Study be withdrawn in return for the written assurance of National Museums of Canada to support an application for 75% of the costs of a Conservation Scientist, and the contribution of the Ministry of Citizenship and Culture towards the cost of a full-time Archaeologist

For the Information of Members of City Council

Representatives of National Museums of Canada, Parks Canada, and the Ministry of Citizenship and Culture have indicated that it would be premature to enter upon a full-scale Feasibility Study at this time. Instead, the Ministry of Citizenship and Culture believes that priority must be given to the hiring of a full-time Archaeologist, for which the Province would be willing to consider funding support. National Museums would then be willing to consider positively an application for a Conservation Scientist, which they would fund to a level of 75% of costs. The above is contingent upon the application for the Feasibility Study being withdrawn.

2. That the City of Hamilton call for bids to plan and execute a Dive on the Hamilton-Scourge Site in April-May 1985 to complete archaeological recording of the site and to take samples for the analysis by a Conservation Scientist.

For the Information of Members of City Council

The above recommendation is to request bids from qualified firms to undertake such a Dive, and to secure the necessary contribution of equipment and personnel required, as donations or at cost; any expenditure implications beyond budget allocations would be assigned to the Hamilton-Scourge Foundation for fund raising, but it is expected that most of the costs can be secured as donations in kind.

3. That the 1984 Opening of the Hamilton-Scourge Interpretative Centre be scheduledfor Sunday, May 27, 1984, at 2:00 p.m., and that the City of Hamilton apply for appropriate grants from Summer Canada, Experience '84, and Bicentennial Programs to support the 1984 operation of the Interpretative Centre through to Labour Day

For the Information of Members of City Council

For the past two years the Hamilton-Scourge Project has utilized the existing building at Confederation Park on the projected site of the future Hamilton-Scourge Museum, as an Interpretative Centre to inform the Public of progress on the project with displays, audio-visual programs and activities for children, etc.

This year we expect to utilize a Private Sector Grant to install a Memorial Garden to the 53 sailors who lost their lives in the sinking of our two ships, complete with a Mast of the 1812 period. If this is assured, we hope to invite representatives of the Navies of both Canada and the United States to the Opening.

Respectfully submitted,

ALDERMAN W. MCCULLOCH, CHAIRMAN

S. J. Dembe, Secretary
1984 March 7

NOTICES OF MOTION

4(a)

(ALDERMAN H. MERLING)

RESOLVED: that this Council shall petition the Provincial Government to enact legislation to allow Hamilton to reinstate the Board of Control system, to be in place at the beginning of the next regular term of office of next City Council.

4(b)

Alderman D. Gray

WHEREAS, a previous vote by the Hamilton electorate, strongly supporting changes to the present Regional structure, was and has been rejected by the Provincial Government;

AND WHEREAS, Regional Council is on record as supporting the direct election of the Regional Chairman by the citizens of this Region;

AND WHEREAS, the Provincial Government has refused to amend the necessary legislation to provide for the direct election of the Regional Chairman;

THEREFORE BE IT RESOLVED, that Regional Council be requested to have the Regional Clerk prepare forms, similar to regular civic nomination forms, for citizens to put forward their names for consideration of appointment as Regional Chairman;

AND FURTHER, that those citizens,submitting said forms to the Regional Clerk, who are qualified to stand for elected office under the regular civic elections within this Region, have their names forwarded to each municipality within this Region, in time to be included on the ballots of each municipality agreeing to same, and the wording on the ballot be as follows:

"I am in favour of Regional Council appointing, as Regional Chairman, for the up-coming term of office:

(names to be voted on to be listed on ballot) "

Bill No. A-8

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 84 -

TO ESTABLISH STUDHOLME ROAD AS ROAD ALLOWANCE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish a portion of the highway known as Studholme Road by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Studholme Road.

2. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 19

Deputy
City Clerk

Mayor

(1983) 22 R.T.E.C. 23, December 13

SCHEDULE "A"

Those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and Province of Ontario and being composed of the following:

Firstly

Part of Lot 11 on a Registrar's Compiled Plan registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1479 and described as Part 1 according to a reference plan deposited in the said Land Registry Office as Plan No. 62R-6855.

Secondly

Part of Lot 20, Concession 4, geographic Township of Barton, and described as Part 2 according to the said reference plan deposited in the said Land Registry Office as Plan No. 62R-6855.

Bill No. A-9

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic, passed and enacted on the 29th day of March 1966, is hereby amended by adding thereto the following item, namely:-

"Beryl Eastbound Birchview".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Bold South MacNab to 36 feet east".

PASSED this day of , A.D. 1984.

Deputy
City Clerk

Mayor

(1984) 4 R.T.E.C. 21, March 13

Bill No. A-10

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law No. 66-100 To Regulate Traffic, passed and enacted on the 29th day of March 1966, is hereby amended by deleting from the Outbound column of the Upper James Table the following items, namely:-

"Inverness at Highcliffe
Inverness, 100 feet east of Belvidere".

and by adding thereto the following item, namely:-

"Inverness at Knyvet".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"Strachan	North	John to westerly end".

and by adding thereto the following items, namely:-

"Strachan	North	John to Bay
Strachan	North	commencing at a point 110 feet west of Bay to the westerly end
Keswick	East	King to a point 75 feet southerly therefrom".

3. Schedule 27A (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Strathearne T.H.&B./C.N.R. railway tracks to northerly end	West	East".

PASSED this day of , A.D. 1984.

Deputy
City Clerk

Mayor

(1984) 4 R.T.E.C. 21, March 13

Bill No. D-28

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 284 KING STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at No. 284 King Street East in order to permit the erection of a ground sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a ground sign having an area of 18.95 square metres with a minimum clearance of 3.66 metres from grade level, to be located at Municipal No. 284 King Street East.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 3 R.P.D.C. 7, February 28

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Authorize:

THE DEMOLITION AND CLEARING OF BUILDINGS, STRUCTURES, DEBRIS, OR REFUSE AND THE REPAIR OF THE PRINCIPAL BUILDING AT

MUNICIPAL NO. 269 PROVINCE STREET SOUTH

WHEREAS a Notice dated the 6th day of October, 1983 was served or caused to be served in accordance with subsection 6 of section 31 of The Planning Act, 1983;

AND WHEREAS an Order dated the 10th day of November, 1983 was served or caused to be served in accordance with subsection 7 of section 31 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 16 of section 31 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in Schedule "A" have not been repaired as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74;

AND WHEREAS in accordance with subsection 20 of the said Act, the Corporation has the right to repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the garage and to repair the principal building and to remove debris and waste from the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to repair the buildings and structures, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition of the garage and to repair the principal building and to remove debris and waste from the site as described in Schedule "B", on the property more particularly described in Schedule "A" and leave the land and principal building in a clean condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 3 R.P.D.C. 10, February 28

SCHEDULE "A"

To By-law No. 84-

Municipal Address: 269 Province Street South, Hamilton

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of the northerly twenty (20') feet throughout from front to rear of Lot Number Two Hundred and Eighty (280) and southerly ten (10') feet throughout from front to rear of Lot Number Two Hundred and Eighty-one (281) on the east side of Province Street, according to Plan of Survey known as Overdene, and duly registered as No. 546.

SCHEDULE "B"

To By-law No. 84-

Municipal Address: 269 Province Street South, Hamilton

Repairs to deficient items are as follows:

1. Remove existing rear porch and steps. Supply and install new rear porch and steps complete with guards and handrail. Existing 4' x 4' wood columns supporting porch may be used. Trees growing adjacent to existing porch to be removed.

2. Remove existing eavestrough and downpipe system at rear of house only and supply and install new galvanized iron system.

3. Scrape and paint with 1 coat primer and 1 coat finish (exterior grade) to all existing exterior wood surfaces. Paint with 1 coat primer and 1 coat finish (exterior grade) rear porch, steps and railings and entire eavestrough and downpipe system. Existing colour scheme to be retained.

4. Reroof small roof surface over projecting dining room on south side. Repair deteriorated section of rear dormer roof and replace any rotted or damaged sheathing. Match colour as close as possible.

5. Rake out and point using an approved bonding agent all voids in mortar joints of foundation and the top 4 courses of the chimney.

6. Cut down to grade level and remove from site all vines, trees and other plantings in rear yard except for section at extreme rear of property. All growth of vines to be removed from building.

7. Demolish and remove from site frame garage located in rear yard. Level off site to match adjacent grades.

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Repeal:

By-law No. 83-297

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1224 CANNON STREET EAST

WHEREAS By-law No. 83-297, passed on the 8th day of November, 1983, authorized the demolition and clearing of buildings, structures, debris or refuse on land at No. 1224 Cannon Street East;

AND WHEREAS demolition of the buildings and structures at No. 1224 Cannon Street East has been completed and the land cleared;

AND WHEREAS the authority in the said by-law is no longer necessary.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 83-297 is repealed.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 3 R.P.D.C. 11, February 28

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 331 to 333 1/2 STRATHEARNE AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The **"C"** (Urban Protected Residential, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

   (a) notwithstanding clause 9(1)(iii) of By-law No. 6593, a day nursery for the accommodation of not more than 37 children shall be permitted within the existing building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-854".

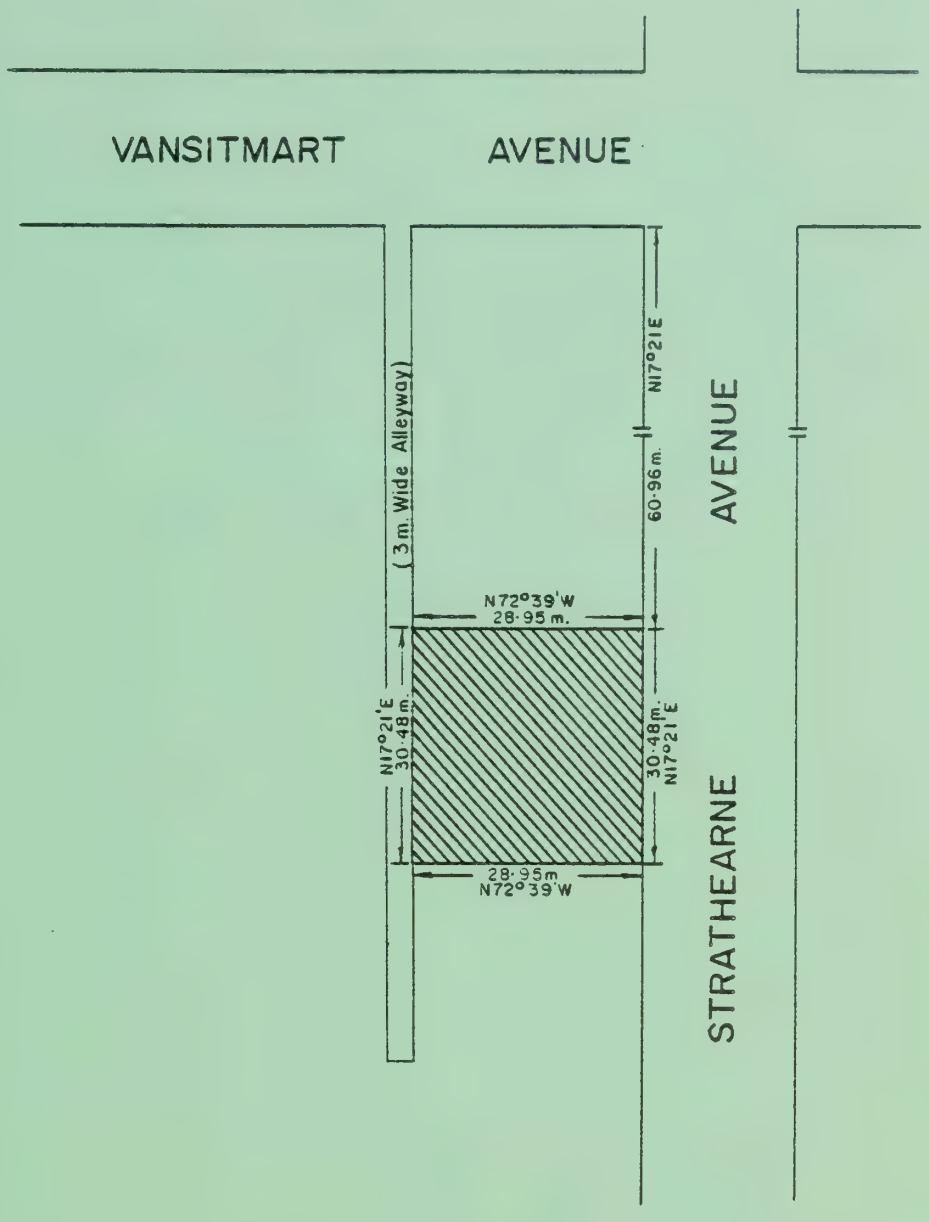
4. Sheet No. E-63 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-854".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 2 R.P.D.C. 1, February 14
M. J. Chechalk and A. M. Rosser, Owners
ZA-83-65



THIS IS SCHEDULE "A" TO BY-LAW NO. 84-
PASSED THE DAY OF

Deputy Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 84-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED BY BY-LAW NO. 84-

North	Scale	Reference File No.
	N. T. S.	ZA 83-65
	Date	Drawing No.
	FEB. 10, 1984	

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 342 JACKSON STREET WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-13 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

   (a) by changing from **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) district to **"G-3"** (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The **"G-3"** (Public Parking Lots) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

   (a) a landscaped area not less than 1.5 metres wide shall be provided and maintained along the easterly lot line adjoining the "D" District.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-855".

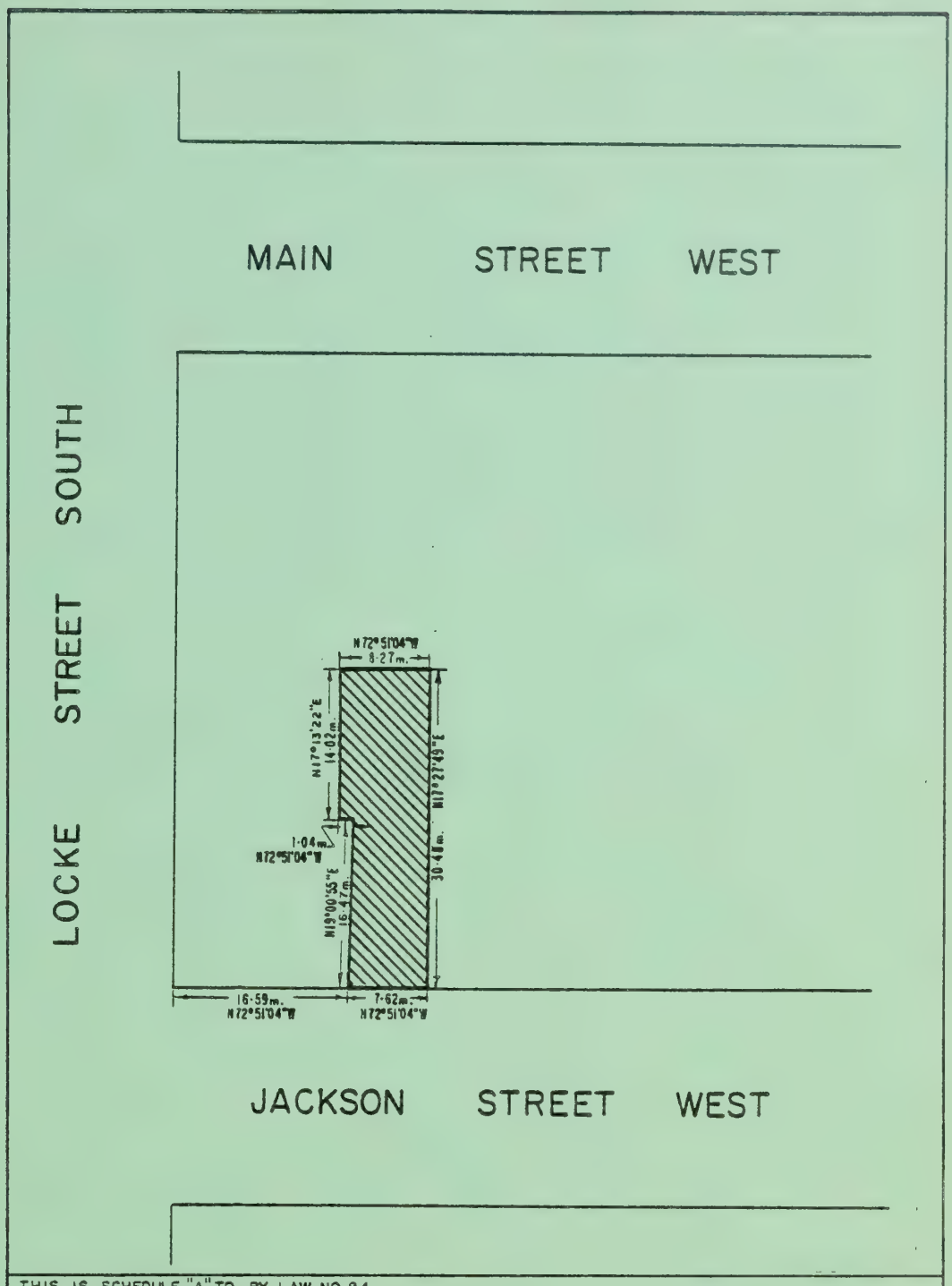
5. Sheet No. W-13 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-855.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 2 R.P.D.C. 2, February 14
501781 Ontario Limited, Prospective Owner
ZA-83-70



THIS IS SCHEDULE "A" TO BY-LAW NO. 84
PASSED THE DAY OF

Deputy Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO. 84-

TO AMEND BY - LAW NO. 6593

Regional Municipality of Hamilton - Wentworth
Planning and Development Department

Legend

CHANGE IN ZONING FROM "D" (URBAN PROTECTED RESIDENTIAL ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT TO "G-3" (PUBLIC PARKING LOTS) DISTRICT.

North	Scale	Reference File No.
	1 = 500	ZA-83-70
	Date	Drawing No.
	FEB 13, 1984	

Bill No. D-34

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER PARADISE ROAD AND SOUTH OF THE PROPOSED MOUNTAIN FREEWAY

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), is amended,

(a) by changing from **"RT-10"** (Townhouse) district and **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) district to **"R-4"** (Small Lot Single-Family Detached) district, the land comprised in Block 1, and

(b) by changing from **"RT-10"** (Townhouse) district and **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) district to **"C"** (Urban Protected Residential, etc.) district, the land comprised in Block 2,

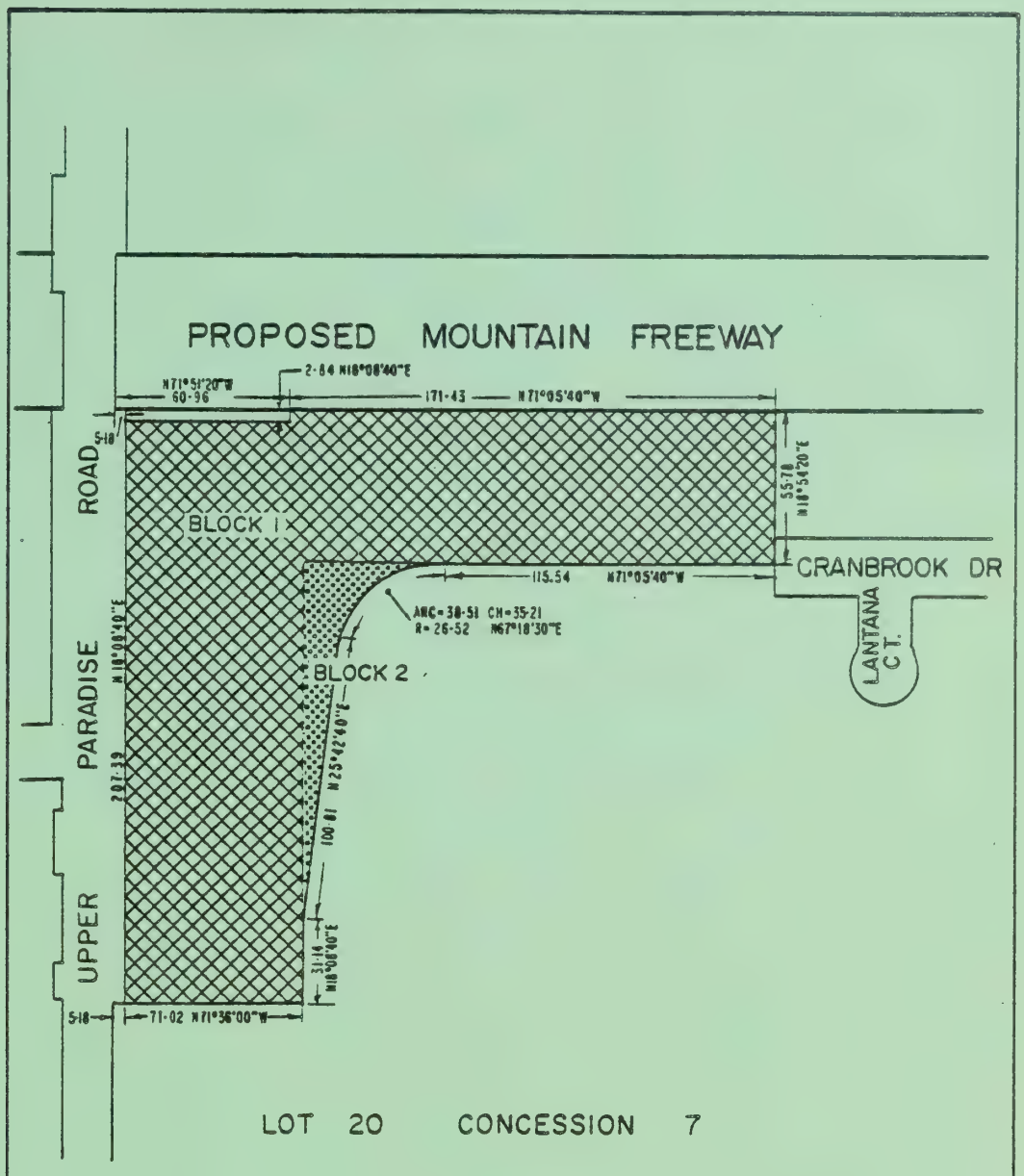
the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law in accordance with The Planning Act, 1983.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 2 R.P.D.C. 3(B), February 14
Stanlow Holdings Limited, Owner
ZA-83-61



THIS IS SCHEDULE "A" TO BY-LAW NO. 84-
PASSED THE DAY OF

Deputy Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 84-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS FOR WHICH THE FOLLOWING CHANGES IN ZONING ARE PROPOSED:

BLOCK 1: FROM "RT-10" (TOWNHOUSE) DISTRICT, AND "D" (URBAN PROTECTED RESIDENTIAL-ONE AND TWO FAMILY DWELLINGS, ETC.) DISTRICT TO "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT.

BLOCK 2: FROM "RT-10" (TOWNHOUSE) DISTRICT AND "D" (URBAN PROTECTED RESIDENTIAL-ONE AND TWO FAMILY, ETC.) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.

North	Scale	Reference File No.
	N. T. S.	ZA 83-61
	Date	Drawing No.
	FEB. 9, 1984	

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Subdivision Control By-law No. 9375

Respecting:

REGISTERED PLAN NO. 256

WHEREAS By-law No. 9375, passed on the 27th day of June, 1961, in accordance with subsection 26(2) of The Planning Act, R.S.O. 1960, as amended by subsection 1(1) of The Planning Amendment Act 1961-62, [now The Planning Act, 1983, Chapter 1, subsection 49(4)], provided in schedule 2 for the designation of plans of subdivision or part thereof registered for eight years or more to be deemed not to be registered plans of subdivision;

AND WHEREAS Registered Plan of Subdivision No. 256 was filed on the 19th day of December, 1853;

AND WHEREAS it is desirable to deem Registered Plan No. 256 not to be a registered plan of subdivision.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule 2 of By-law No. 9375 is amended by adding thereto the following:

(85) Lots Number 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, and 177 according to Kerr, McLaren and Street Survey Registered Plan No. 256, registered in the Land Registry Office for the Registry Division of Wentworth (No. 62) and all of the Alleyway (being in the Block bounded by Queen, Duke, Hess and Robinson Streets) according to said Plan No. 256, as closed by Judge's Order, registered in the said Registry Office as Instrument No. 87679 Hamilton, all designated as Part 1 on Reference Plan 62R-6961 deposited in the Land Titles Office for the Registry Division of Wentworth (No. 62) at Hamilton.

2. The City Clerk is hereby authorized and directed to,

(a) lodge a copy of this by-law with the Minister; and

(b) register a certified or duplicate copy of this by-law in the proper registry office;

(c) send by registered mail notice of the passing of this by-law to each person appearing by the last revised assessment roll to be the owner of land to which this by-law applies, which notice shall be sent to the last known address of each such person.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

(1984) 2 R.P.D.C. 4, February 14
City Initiative

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Provide For:

THE CONTROL OF TERMITES

Preamble

WHEREAS paragraphs 173 and 174 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302, as enacted by section 1 of The Municipal Amendment Act, 1983, Chapter 5, provides that councils of municipalities may pass by-laws,

173. For requiring,

(a) any building or structure or any class or classes thereof heretofore or hereafter erected or any additions thereto to be rendered resistant to infestation by termites and other wood-destroying insects;

(b) the repair of any part of any building or structure or any class or classes thereof that has been damaged by termites or other wood-destroying insects;

(c) the removal and destruction of all wooden poles, trees, stumps or other wooden or cellulose material that is not part of a building if they are certified by the building inspector or commissioner to be infested by termites or other wood-destroying insects.

174. For providing for the payment by the municipality not to exceed in any case $250, or not more than one-half of the cost,

i. of repairing any damage done to any building or structure or any class or classes thereof by termites or other wood-destroying insects; and

ii. of rendering resistnat to infestation by termites or other wood-destroying insects any building or structure or any class or classes thereof that were erected before a by-law is passed under this paragraph,

and for providing for the making of loans to the owners of such buildings or structures to pay for the whole or any part of the cost of such repairs or of the rendering resistant to such infestation, less any amount paid by the municipality, on such terms and conditions as the council may prescribe.

AND WHEREAS it is desirable to pass a by-law implementing the said provisions.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Interpretation

1. In this by-law,

(a) "Building Commissioner" means the chief building official appointed under By-law No. 81-244;

(b) "building inspector" means a building inspector appointed under By-law No. 81-244;

(c) "corporation" means The Corporation of the City of Hamilton;

(d) "council" means the council of the corporation;

(e) "dwelling unit" means a suite of two or more rooms intended for domestic use and so used by one or more individuals and containing cooking, sleeping and sanitary facilities;

(f) "owner" means the person registered on title in a proper land registry office as the owner;

(g) "residential building" means,

(i) a building used solely for human habitation including any attached accessory use; or

(ii) any building not exceeding three storeys in height containing at least one dwelling unit.

PART I

CONTROL OF TERMITES

Existing Buildings

2. (1) The Building Commissioner may give to the owner of any building or structure heretofore or hereafter erected, notice in writing requiring that the building or structure or any addition thereto or part thereof shall be rendered resistant to termites or other wood-destroying insects.

Rendering Resistant

(2) The building or structure shall be rendered resistant,

(a) by poisoning of the adjacent soil by a licensed pest or termite exterminator in such a manner and by such means specified in the notice; or

(b) in such a manner and by such means as is specified in the notice.

Notice

(3) The notice shall specify the period of time within which the building or structure shall be rendered resistant.

Pre-Construction Treatment

3. (1) No person shall erect a building or structure in which wood structural members are used, within 500 metres of a location that has been determined to be infested with termites, unless

(a) the soil below the foundation; and

(b) the soil adjacent to the foundation walls and supporting piers; and

(c) the lowest floor of the building,

is first impregnated with a chemical toxic to termites.

Toxic Barrier

(2) The impregnation of the soil referred to in subsection 1 shall be done in such a manner and by such means so as to provide that the soil shall form a toxic barrier to the subgrade access by termites to the building or structure.

Repair of Part of a Building or Structure

4. (1) Where the Building Commissioner or a building inspector has determined that a part of a building or structure has been damaged by termites or other wood-destroying insects, the Building Commissioner may require repair of the part of the building or structure so damaged.

(2) The Building Commissioner may give to the owner notice in writing requiring the part of the building to be repaired.

(3) The notice shall specify the period of time within which part of the building shall be repaired.

Wooden Poles, etc.

5. (1) Where any wood pole, tree, stump or other wooden or cellulose material that is not part of a building or structure is infested with termites or other wood-destroying insects, the Building Commissioner or a building inspector may give to the owner thereof notice in writing certifying such infestation and requiring the removal or destruction of the wooden pole, tree, stump or other wood or cellulose material.

Notice

(2) The notice in writing shall specify the period of time within which the wooden pole, tree, stump or other wooden or cellulose material shall be removed and destroyed.

PART II

COST OF CONTROL OF TERMITES AND REPAIRS

Application For a Grant

6. The corporation may, upon application made to it for that purpose, pay to or on behalf of the owner of a residential building, an amount not exceeding $250 or not more than one-half of the cost whichever is the lesser, incurred by the owner by reason of,

(a) rendering the residential building resistant to infestation by termites or other wood-destroying insects;

(b) repairing any damage done to the residential building by termites or other wood-destroying insects.

PART III

PROCEDURE ON APPLICATION

Delivery of Application

7. (1) Every owner shall, before carrying out the work of rendering resistant to infestation or repairing the damage in accordance with this by-law, deliver an application satisfactory to the Director of Community Development.

Report to Council

(2) Upon receipt of the application, the Director of Community Development shall report to council with his recommendation.

Council Discretion

(3) The council may in its discretion, grant or refuse such application or may grant the application upon such terms and conditions as it may prescribe.

PART IV

PENALTY

Fine

8. Every owner who contravenes any provision of this by-law is guilty of an offence and is liable on conviction under The Provincial Offences Act to a fine of not more than $2,000.00, exclusive of costs.

Repeal

9. By-law No. 83-270, passed on the 28th day of September, 1983, is repealed.

PASSED this day of A.D. 1984.

Deputy City Clerk Mayor

BY-LAW NO. 83 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF MARCH, A.D., 1984.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of MARCH, A.D. 1984

Deputy City Clerk Mayor

CA4 ON HBL A05
A31

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, March 27, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer
2. Presentation - Gannett Foundation
3. Minutes of Previous Meeting held February 29, 1984
4. Reports of Standing Committees - attached

   A Transport and Environment Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee
   F Personnel Committee

5. First reading of Bills
6. Second reading of Bills - Committee of the Whole
7. Third reading of Bills
8. Question period
9. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FIFTH** Report for 1984 and respectfully recommends:

1. IBIS PRODUCTS LTD., Scarborough, Ontario

Supply & Delivery of Traffic Paint as required during 1984 in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

White in 45 Gal. Drums - $6.65 Gal.
Yellow in 45 Gal. Drums - $6.80 Gal.
White in 5 Gal. Pails - $6.85 Gal.
Yellow in 5 Gal. Pails - $7.00 Gal.
Thinner in 45 Gal. Drums - $3.90 Gal.
Ontario Sales Tax Extra @ 7%.
Total Estimated Contract, including 7% Sales Tax $120 193.10
Returnable drums charged at $30 refundable.

NOTE: Lower of 2 acceptable tenders.

	Total Tender	Total Evaluated Bid incl. Canadian Content
Ibis Products, Scarborough	120 193.10	102 614.00
Niagara Paint, Hamilton	120 988.11	104 663.00

Funds have been provided for in the approved estimates for this purpose.

2. FLEX-O-LITE OF CANADA, St. Thomas, Ontario

Supply and Delivery of Moisture Proof Drop-on Glass Beads, as required during 1984, in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

Approximately 55 000 lbs. of Glass Beads at $.2775 lb. $15 262.50
Ontario Retail Sales Tax Extra 7%.

NOTE: Lower of 2 tenders received.
Funds have been provided for in the approved estimates for this purpose.
Both products are all canadian content.

3. That the Mayor and City Clerk be authorized to complete an **agreement with Frank Husack Limited (Sunshine Homes) and DiCenzo Construction Company Limited (the subdivider of Battleridge Subdivision, Phase 1)** covering payment of the subdivider's share of the cost of 1 114.02m^2 (11 992 sq.ft.) of land in the portion of Greenhill Avenue adjoining the subdivision.

NOTE: The agreement executed by the subdivider on February 8th, 1984 requires the subdivider to pay $19 186.56 on or before June 6th, 1984 to the City based on the estimated compensation which the City will pay to the owner from which the lands were expropriated. When the actual amount of compensation has been determined, the subdivder will pay an additional amount to the City, or the City will refund to the subdivider a portion of the $19 186.56, if the actual amount of compensation differs from the estimated amount.

4. That the **account for professional services** in the amount of $100, payable to James E. Whitehall, Auctioneer and Appraiser, incurred through the expropriation of 494 York Street **be paid in full** as rendered.

   The said cost is to be charged to account #0408-311506.

5. That:

   i. the City of Hamilton for the sum of $1 **grant a right-of-way over Part 2, Plan 62R-5168 to Hyjo Enterprises Limited.** Part 2, Plan 62R-5168 is located on the west side of Centennial Parkway North having a frontage of 65.58 feet by a depth of 100 feet and an area of 656 sq.ft.

   ii. the City Solicitor be authorized to prepare the necessary documents regarding the said right-of-way.

6. That the City Solicitor be directed to **amend By-law No. 78-94 respecting Municipal Weed Inspectors**, by deleting the names of W. Bailey, J. Fuller, L. Manning, and substituting in lieu thereof the name of A. Marshall, appointing him as a replacement Municipal Weed Inspector.

7. That:

   i. **no action be taken to change the parking regulations on Hixon Road** between Parkdale Avenue and the easterly end, and;

   ii. **the entries in the Traffic By-law** which prohibit parking on the north side and limit parking to three hours on the south side of Hixon Road between Parkdale Avenue and the easterly end of the street, **be rescinded.**

8. That a **"One Hour Parking Time Limit" regulation to be in effect 24 hours a day, seven days a week, be implemented on the south side of Napier Street** commencing at a point 161 feet east of Queen Street North and extending to Hess Street North.

9. That the **existing "No Parking - Loading Zone" regulation on the west side of Locke Street South,** commencing at a point 50 feet south of the south limit of Bold Street and extending to a point 28 feet southerly therefrom **be shortened,** such that the regulation commences at a point 50 feet south of the south limit of Bold Street and extends to a point 22 feet southerly therefrom.

10. That:

    i. a **stopping prohibition be implemented on the east side of Caroline Street North**, commencing at a point 174 feet south of York Boulevard and extending to Napier Street, and;

    ii. **the existing "No Stopping, 4:00 p.m. to 6:00 p.m., Monday to Friday" regulation on the west side of Caroline Street North** between York Boulevard and King Street West **be rescinded.**

11. That the Acting Traffic Commissioner be authorized to **issue one time limit exemption permit** to each of the first 13 applicants residing in the apartment building at No. **80 Duke Street.**

12. That:

    i. **Section 5, Sub-Section 2 of the City By-law 66-100 be deleted and replaced** with:

    Where under The Highway Traffic Act an official sign is required to be erected and no official sign for the purpose has been designated under that Act or the regulations made thereunder, each sign shall correspond with one of the illustrations in Schedule 1 and as varied by supplementary information as necessary and appropriate to indicate conditions under which the regulation(s) apply, such as:

    (a) time(s) of the day
    (b) day(s) of the week
    (c) month(s) of the year
    (d) use by specific types or classes of vehicles
    (e) the number of hours or minutes
    (f) the direction(s) to which the regulations apply
    (g) length or weight of vehicle or vehicle combination
    (h) any combination of the above
    (i) any other information which serves to indicate the conditions under which the regulations apply

    ii. The following abbreviations be included in the interpretation section of the By-law:

SAT	-	Saturday
SUN	-	Sunday
MON	-	Monday
TUE	-	Tuesday
WED	-	Wednesday
THU	-	Thursday
FRI	-	Friday

JAN	-	January
FEB	-	February
MAR	-	March
APR	-	April
MAY	-	May
JUN	-	June
JUL	-	July
AUG	-	August
SEPT	-	September
OCT	-	October
NOV	-	November
DEC	-	December
Ave.	-	Avenue
Blvd.	-	Boulevard
Pl.	-	Place
St.	-	Street
Sq.	-	Square
Cres.	-	Crescent
Ct.	-	Court
Rd.	-	Road
Dr.	-	Drive
No.	-	Number
Hwy.	-	Highway
Ft.	-	Feet
In.	-	Inches
M.P.H.	-	Miles Per Hour
Km/h	-	Kilometres Per Hour
N.	-	North
S.	-	South
E.	-	East
W.	-	West
A.M. or AM	-	Ante Meridian
P.M. or PM	-	Post Meridian

iii. Schedule 1 be deleted and replaced with Schedule 1 **(as appended hereto).**

13. That subject to the approval by the Regional Council at the meeting of 1984 March 20 of report DT-9-84 to the Regional Engineering Services Committee respecting proposed increases of parking violation penalties:

i. the **Council approve an implementation date, for the previously approved increases in parking violation penalties,** of 1984 July 01; and,

ii. **the City Solicitor be directed to amend By-laws** 66-100 (Traffic By-law), 75-155 (Municipal and Private Property By-law), 75-168 (Fire Route By-law), 77-181 (Airport By-law) accordingly.

14. That the Mayor and City Clerk be authorized to sign an **easement agreement with St. Elizabeth Home Society** for the use of the land described as part 2 and 9 on reference plan 62R-5470 for access and utility purposes all in accordance with the intent of item 7 of the 7th report of the Planning and Development Committee with the agreement to be prepared by the City Solicitor.

    NOTE: St. Elizabeth Home Society conveyed to the City of Hamilton the lands for the future extension of Garth Street. The land was deeded to the City for one dollar ($1). However, the City was at that time not prepared to open up this land as a street and therefore, the St. Elizabeth Home Society was given permission to maintain at its costs, driveways and utilities on the land.

    The above-mentioned driveways, etc., have been constructed to everyones satisfaction, but it appears that the required easement agreement was not cleared up. This, in staff's opinion, should be done for liablility reasons.

15. That the City Solicitor be directed to proceed with the **preparation of a by-law to widen Adis Avenue** by incorporating therein Block "AX" according to Oakington Estates (Phase 5) Plan M-228, being a strip of land 1.0 foot wide by approximately 252 feet long.

16. That:

    i. an amount of **$10 be charged to cover the City's insurance premiums, under all future agreements respecting the use of the road allowance,** where an annual fee for the privilege is also charged;

    ii. an amount of $20 be charged (composed of $10 for the City's insurance premium and $10 for a billing charge), and no additional charges, under all future agreements, respecting the use of the road allowance for inadvertent building encroachments, or for front yard parking.

    iii. the City Treasurer be authorized and directed to reduce the amount of monies to be billed, in connection with existing agreements, in accordance with the above two policies in those instances where the agreement now provides for an amount for insurance in excess of these two policies.

17. That the City of Hamilton in conjunction with its Annual Road Reconstruction Program **adopt a program of placing electrical and telephone services underground** along those streets where either Hamilton Hydro or Bell Canada find it mutually beneficial to relocate to underground and therefore will also cost share in the work.

18. That a processing fee of $15 per year, in addition to any insurance fee or handling fee, be charged for inadvertent encroachments.

19. WHEREAS Section 54 of the First Report of the Transport and Environment Committee, adopted by City Council on January 31, 1984, approved the **1984 Reconstruction/Resurfacing Program** and authorized the advertising of By-laws outlining the City's intention to proceed with the altering of certain streets; and

WHEREAS the Transport and Environment Committee, at its meeting held Monday, March 19, 1984, heard **objections to the proposed alterings of Margaret Street, Uplands Avenue and Woodbine Crescent;**

IT IS HEREBY RECOMMENDED THAT:

i. Margaret Street be reconstructed without the proposed narrowing
ii. Uplands Avenue be reconstructed without the proposed widening
iii. The proposed improvements on Woodbine Crescent, be tabled until the question of the GO ALRT route has been resolved.

20. WHEREAS the Transport and Environment Committee was requested by the Finance Committee to **review the 1984 Transport and Environment budget** with a view to further reducing the estimates by $200 000; and

WHEREAS staff has advised the Transport and Environment Committee that further reductions can not be made without significantly reducing the levels of service;

A. IT IS HEREBY RECOMMENDED THAT the following projects, totalling **$132 000, be deleted from the 1984 Reconstruction/Resurfacing Program** and placed on the Supplementary List for 1984 and given top priority:

- Niagara Street from Burlington Street to Ship Street - sidewalk reconstruction	$82 000
- Alley between Graham Avenue and Province Street from Dunsmure Road to Roxborough Avenue	25 000
- Queensdale Avenue from Upper Wentworth to East 25th Street - Sidewalks only	25 000
TOTAL	$132 000

B. IT IS FURTHER RECOMMENDED THAT, whereas the Transport and Environment Committee, at its meeting held 1984 March 19, tabled the proposed improvements for Woodbine Crescent until the question of the GO ALRT route is resolved, the City's share of the costs associated with the proposed improvements to Woodbine Crescent, in the amount of $54 000, be added to those amounts already deleted in part "A" of this resolution, thereby reducing the 1984 Reconstruction/Resurfacing Program, in total, by $186 000.

21. That leave be granted to introduce the following bills:

(a) A-11 By-law to Reconstruct a Portion of Catharine Street and Certain Other Streets

(b) A-12 By-law to Amend By-law No. 80-179 Respecting the Hess Street Village Mall

(c) A-13 By-law to Amend By-law 66-100 to Regulate Traffic

(d) A-14 By-law to Amend By-law 66-100 to Regulate Traffic

(e) A-15 By-law to Amend Traffic By-law No. 66-100 respecting Traffic Signs.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary

1984 March 19
Attachs.

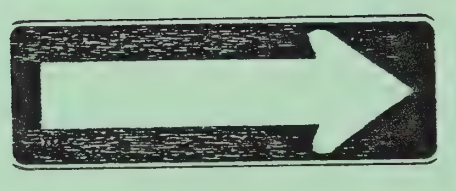
SCHEDULE 1

OFFICIAL SIGNS

Referred to in Section 12 of the Fifth Report of the Transport and Environment Committee.













NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS



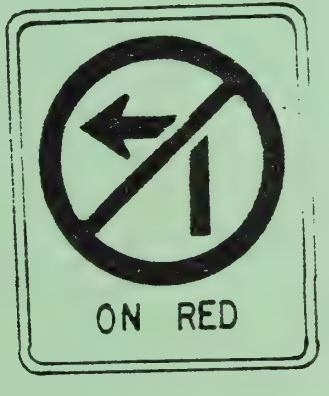














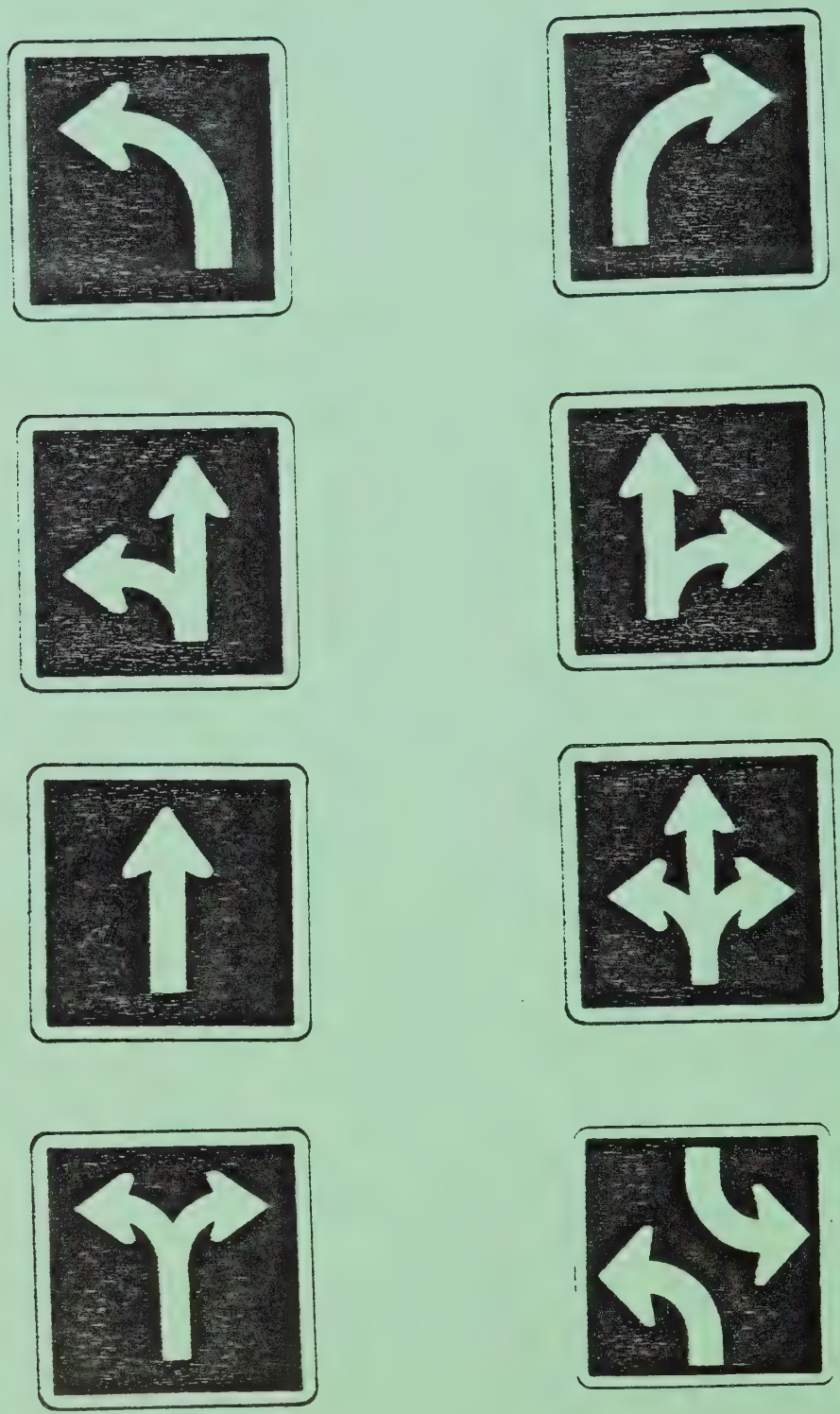




NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS



NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS





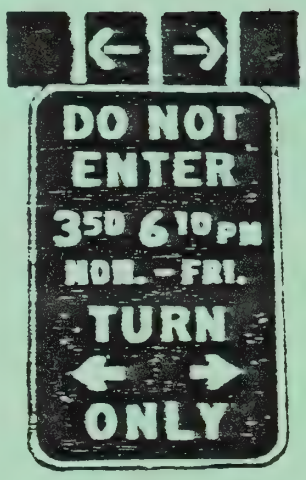


NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS





THE LEGEND AND THE ILLUMINATED INDICATIONS ON THESE SIGNS MAY BE VARIED TO SUIT THE CONDITIONS AT THE LOCATION WHERE THE SIGN IS TO BE ERECTED.





NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS

















NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2).
2) Not to scale.

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance Committee presents its **SIXTH** Report for 1984 and respectfully recommends:

1. Awarding of the following Contracts:-

(a) **SAFETY SUPPLY CANADA, Hamilton, Ontario**

Supply and delivery of the following as required during 1984

Orange Traffic Vests c/w Scotchlite Taped Front & Back	$8.70 each
Disposable Ear Plugs	$0.17 each
Embossed Safety Caps	$2.77 each
Plain Safety Caps	$2.66 each
Glendale Goggles	$1.95 each
Protective Eye Glasses	$3.83 each

All charges included

Estimated Total $14,474.05

NOTE: Lowest of 8 tenders

(b) **STINSON EQUIPMENT LTD., Concord, Ontario**

Supply and delivery of the following as required during 1984

28" Bendorf Traffic Cones	$9.09 each
12" Bendorf Traffic Cones	$3.05 each

All charges included

Estimated Total $13,348.00

NOTE: Lowest of 11 tenders.

(c) **WYANT & CO. LTD., Scarborough, Ontario**

Supply and delivery of the following in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

600 cases Singlefold Paper Towels @ $11.37 per case	$6,822.00
1,200 cases Multifold White Paper Towels @ $11.43 per case	$13,716.00
100 cases Interfold Toilet Tissue @ $35.95 per case	$3,595.00
1,000 cases Toilet Tissue, 1 Ply @ $16.49 per case	$16,490.00
	$40,623.00

Ontario Sales Tax Extra

NOTE: Lowest of 7 tenders.

(d) **SHELL CANADA LTD., Downsview, Ontario**

(i) Gasoline - Tank Wagon

Type "A" - Regular Unleaded	$0.4220 litre
Type "C" - Regular Leaded	$0.4000 litre
Diesel Fuel Oil	$0.3680 litre

Prices subject to change.

Federal Sales Tax Included, Ontario Retail Sales Tax Extra.

(ii) Lubricating Oil, Heavy Duty, Multigrade

10W-30 - Shell Rotella S Multigrade Drums		$0.94 litre
	$0.875 litre	Tank Wagon (2700L Min.)
	$25.68 case	1 litre cans
10W-40 - Shell Rotella S Multigrade	$0.94 litre	Drums
	$0.875 litre	Tank Wagon (2700L Min.)
	$25.68 case	1 litre cans
15W-40 - Shell Rotella T Multigrade	$1.09 litre	Drums
	$29.28 case	1 litre cans
10W-10 - Shell Rotella T Multigrade	$0.97 litre	Drums
10W-30 - Shell Rotella T Multigrade	$29.28 case	1 litre cans

(iii)	Lubricating Oil, Heavy Duty, Single Grade			
	SAE-10 - Shell Rotella T Single Grade		$26.40 case	1 litre cans
	SAE-30 - Shell Rotella S Single Grade		$0.91 litre	Drums
			$24.96 case	1 litre cans
(iv)	Lubricating Oil, Two Cycle Engines			
	Shell Super Outboard		$1.76 litre	Case (20 x 550 ml)
(v)	Lubricating Oil, Hydraulic Systems, not including Gradalls, Extension Vehicles			
	Shell Decol 32 -		$0.83 litre	205 litre drums
(vi)	Lubricating Oil, Hydraulic Systems for use in Gradalls, Aerial Boom Trucks, Extension Vehicles, Backhoes			
	Shell Tellus T32		$0.985 litre	205 litre drums
(vii)	Lubricating Oil, Chain Saw Oil, Winter and Summer Grades			
	Shell Chain Saw Oil		$1.15 litre	Cases of 6x4 L
(viii)	Lubricating Oil - for use in Transmissions, Differentials and Hydraulics			
	Shell Donax TD		$1.15 litre	205 litre drums
(ix)	Lubricant Grease, Multi-Duty			
	Shell MP Grease		$1.74 kg	55 kg Drums
			$1.65 kg	180 kg Drums
			$2.47 kg	400 g cartridges or tubes
(x)	Lubricant, Gear, Multi-Purpose			
	Shell Spirax HD 80W90 -	Grade 90	$1.25 litre	60 litre containers
		Grade 140	$1.26 litre	60 litre containers

(xi) Illuminating Oil (Kerosene)

Ontario Retail Sales Tax Exempt for Heating Purposes only
Ontario Retail Sales Tax Extra for Cleaning, etc.

Tank Wagons	$0.32 per litre
205 litre Drums	$0.42 per litre

(xii) Petroleum Spirits (Mineral Spirits)

205 litre Drums	$0.55 per litre

Shell Petrosol

Prices subject to change

NOTE:

Gasoline & Diesel Fuel	- Lowest of 4 tenders
Lubricating Oils	- Lowest of 3 tenders
Kerosene, etc.	- Lowest of 3 tenders

2. That outstanding realty and business taxes, in the amount of $58,186.70, be written-off in accordance with Section 495 of the Municipal Act, R.S.O. 1980 and charged to Account No.0222, Tax Write-offs.

NOTE: Detailed information respecting these write-offs can be obtained by contacting the Secretary, Finance Committee, or the City Treasurer.

3. That the City Treasurer be authorized to make application to Environment Canada under the Environment 2000 Program for approval of a Skunk Environment Project in the amount of $126,550.00.

4. (a) That the City Treasurer be authorized to make application to the Ministry of Transportation and Communications for the City of Hamilton 1984 Normal and Supplementary Applications for Subsidy as follows:

	Estimated Total Expenditure (1)	Estimated Subsidizable Expenditure (2)	Estimated Subsidy Dollars (3)
Normal Application			
- Maintenance	6,124,040	5,644,980	2,822,490
- Construction	6,297,720	4,713,020	2,356,510
	$12,421,760	$10,358,000	$5,179,000
Supplementary Application			
- Construction	3,683,500	2,678,420	1,339,210
	$16,105,260	$13,036,420	$6,518,210

(b) That the City Treasurer be authorized to petition the Minister for subsidy payments as necessary.

NOTE: The total subsidy allocation provided by the Ministry of Transportation and Communications for roadway expenditures in 1984 is $5,179,000. As indicated in Column 3, the estimated total roadway expenditures as contained in the 1984 Current and Capital Budgets require a subsidy allocation of $6,518,210 or $1,339,210 in excess of the subsidy dollars allocated to the City of Hamilton.

5. That the 1984 Expenditure Estimates in the amount of $107,646,290 for the City of Hamilton be approved.

NOTE: Copies of the detailed Expenditure Estimates, as prepared by the City Treasurer, were previously forwarded to the Members of City Council.

6. Settlement of the following claims:-

(a) By County Court writ issued February 7, 1980, Douglas Murphy commenced against Edward Anderson and The Corporation of the City of Hamilton for personal injuries and other losses he suffered in a motor vehicle accident that occurred on September 13, 1979 when his motor vehicle and a City firetruck operated by Edward Anderson collided. The City also made a claim for damages to the firetruck and on behalf of Edward Anderson. It is recommended that the claim of Mr. Murphy be settled in the amount of $1,925.21 inclusive of interest and costs, said amount to be paid by the City to Mr. Murphy and that the claim of the City and Mr. Anderson be settled in the amount of $1,638.12 inclusive of interest and costs, said amount to be paid by Mr. Murphy's insurers to the City. After deduction of the City's expenses and costs there will remain a surplus of $250.00 and in accordance with the authority granted under Section 8(4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539, it is recommended that payment of the surplus be made to Mr. Anderson. The Workers' Compensation Act provides that in the event that Mr. Anderson suffers a recurrence relating to the above accident, the above mentioned sum of $250.00 remains as a credit to the City and will be deducted from the amount of any further compensation or other benefit to which Mr. Anderson may become entitled from the Workers' Compensation Board with respect to this accident.

(b) By County Court writ issued September 15, 1983, legal action was commenced on behalf of the City and Mr. Mario Torres against Paul B. Bartlett and Simon DeGroot Meat Products Co. Limited for damages for personal injuries suffered in a motor vehicle accident on September 16, 1981 by Mr. Torres, an employee of the Parking Authority and for expenses incurred by the City and the Parking Authority. A settlement has been negotiated with the insurers for Paul B. Bartlett and Simon DeGroot Meat Products Co. Limited and it is recommended that this claim be settled in the amount of $4,550.00 inclusive of interest and costs, said amount to be payable to the City. After deduction of the expenses and costs of the City and the Parking Authority, there will remain a surplus of $3,870.00 and it is recommended that in accordance with the authority granted under Section 8(4) of The Workers' Compensation Act, R.S.O. 1980, Chapter 539, payment of the surplus be made to Mr. Torres.

The Workers' Compensation Act rovides that in the event that Mr. Torres suffers a recurrence relating to this accident the above mentioned sum of $3,870.00 remains as a credit to the City and the Parking Authority and will be deducted from the amount of any further compensation or other benefits to which Mr. Torres may become entitled from the Workers' Compensation Board with respect to this accident.

7. (a) That a $850.00 one-time grant be made to the Hamilton Pontiacs Ladies Softball Team, to assist this organization in defraying the costs of the park rental charges for 1984.

   (b) That this grant be financed from Account No.0374-0198 - Unclassified Grants.

8. (a) That a grant of $2,700.00 be approved for the Head-of-the-Lake Historical Society, to assist in defraying costs associated with proposed activities at Dundurn Castle, to celebrate various anniversaries, including Ontario's Bi-Centennial and the Fortieth Anniversay of the Head-of-the-Lake Historical Society.

   (b) That this expenditure be charged to Account No.0378-3598 - Special Celebrations and Festivals (Bi-Centennial).

9. (a) That a maximum grant of $400.00 be made to the Hamilton Camera Club for the purchase of bronze medallions for their Annual City of Hamilton Competition.

   (b) That this expenditure be charged to Account No.0374-0198 - Unclassified Grants.

10. **Due to a 3 - 3 tie vote, the Finance Committee was, at its meeting on March 22, 1984, unable to agree on either an affirmative or negative recommendation with respect to the grant application from the Ontario Public Interest Research Group - Hamilton, in the amount of $8,500.00 and is herewith submitting the matter to City Council for its disposition.**

    "That a grant of $8,500.00 be made to the Ontario Public Interest Research Group - Hamilton, to offset the publication costs of a book on SWARU."

    NOTE: Previously forwarded to the Members of City Council were copies of this organization's grant application and associated material.

11. Section 11 of the Fifth Report of the Planning and Development Committee deals with an advance of $1,000.00 to the Concession Street Business Improvement Area, and recommends that the Finance Committee recommend the method of financing this expenditure.

In this regard, the Finance Committee recommends that this amount be financed by a charge to an Account Receivable (Account No.0396-0212) to be recovered in May 1984 from the Tax Levy Billing to the Members of the Association.

12. That an additional $6,000.00 be provided in the Personnel Department Budget for 1984 to finance the cost of temporary stenographic/clerical services, when required from time to time, in the City Clerk's Department, and further, that this expenditure be charged to Account No.0378-1198 - Contingency.

Respectfully submitted,

1984 March 22
JJS:bg

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **FIFTH** Report for 1984 and respectfully recommends:-

1. (a) That approval be given to **Zoning Application 84-03, Adorn Investments Limited, owner,** requesting a change in zoning from "AA" (Agricultural) and "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) Districts to "R-4" (Small Lot Single-Family Detached) District, for property located in the area east of Upper Sherman Avenue and south of the proposed Mountain Freeway, as shown on the attached plan marked as APPENDIX "A" on the following basis:

   (i) That the lands marked as Block 1 be rezoned from "AA" (Agriculture) District to "R-4" (Small Lot Single-Family Detached) District;

   (ii) That the lands marked as Block 2 be rezoned from "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "R-4" (Small Lot Single-Family Detached) District;

   (iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-38B;

   (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   (b) That the conditions of Draft Approval of the Rolga Heights Draft Plan of Subdivision (file no. 25T-77046) approved by Regional Council on March 16, 1978, and extended to June 16, 1984, be amended to include the following condition: that appropriate maintenance easements be provided where necessary to allow for maintenance of "zero lot line" style dwellings.

   Explanatory Note: The By-law provides for a change in zoning for property located in the area east of Upper Sherman Avenue and south of the proposed Mountain Freeway, as shown on Zoning District Map E-38B, from "AA" (Agriculture) District and "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District to "R-4" (Small Lot Single-Family Detached) District. The effect of the by-law is to permit the development of 17 "small lot" single-family dwellings instead of semi-detached dwellings.

2. (a) That approval be given to **Zoning Application 83-73, Netherlee Investments, Ron Lee in Trust,** prospective owner, to establish a modification to the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District regulations applicable to the lands located at Nos. 126-132 Cathcart Street, as shown on the attached plan marked as APPENDIX "B" on the following basis:

(i) That the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions of By-law No. 6593 applicable to the subject lands be modified to include the following variances and restrictions:

(I) that the temporary use of the subject lands for the parking of automobiles for a three-year period shall be permitted in accordance with Section 38 of The Planning Act, R.S.O. 1983;

(II) That notwithstanding anything contained in By-law 6593, only the following special provisions shall apply to the use referred to in clause (i) above:

a. A front yard having a minimun depth of 3.0 m shall be provided and consist of a planting strip except for the area occupied by an access driveway.

b. A chain link fence not less than 1.2 m nor more than 2.0 m high and running parallel to the front lot line but not located closer than 3.0 m to the front lot line and also along the rear lot line shall be provided except for the area occupied by an access driveway.

c. A visual barrier not less than 1.2 m nor more than 2.0 m high shall be provided along every side lot line except that no visual varrier shall be situate less than 3.0 m in distance from a front lot line.

d. A planting strip at least 1.5 m wide shall be provided and maintained along every side and rear lot line and no parking shall be permitted within the said 1.5 m.

e. Where illumination is provided for the parking area, the illumination shall be directed towards or on the lot on which the parking area is located and away from

(a) any adjacent use;
(b) any public street.

f. No loudspeaker system shall be permitted.

g. Vehicular access shall be restricted to Cathcart Street, and every access driveway to the temporary parking area shall be located not less than 3.0 m from the common boundary with the adjoining residential lots.

h. A gravel or similar surface or other suitable paving shall be provided and maintained for every parking space and access driveway.

(ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-858, and that the subject land on Zoning District Map E-3 be notated S-858;

(iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-3;

(iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;

(v) That the Beasley Neighbourhood Plan be modified accordingly by adding a notation on the plan.

(b) That By-law No. 79-275 establishing Site Plan Control Areas be amended by adding the subject lands to Schedule "A".

(c) That Section 3 of the Third Report for 1984 of the Planning and Development Committee be rescinded.

Explanatory Note: The purpose of the By-law is to provide for a modification to the "D" (Urban Protected Residential - One and Two-Family Dwellings, etc.) District provisions applicable to the lands located at Nos. 126-132 Cathcart Street, as shown on the Zoning District Map E-3, to permit the temporary use of the lands for parking of motor vehicles for a period of three years. The By-law will require that:

(a) A front yard having a minimum dept of 3.0 m shall be provided and consist of a planting strip except for the area occupied by an access driveway.

(b) A chain link fence not less than 1.2 m nor more than 2.0 m high and running parallel to the front lot line but not located closer than 3.0 m to the front lot line and also along the rear lot line shall be provided except for the area occupied by an access driveway.

(c) A visual barrier not less than 1.2 m nor more than 2.0 m high shall be provided along every side lot line except that no visual barrier shall be situate less than 3.0 m in distance from a front lot line.

(d) A planting strip at least 1.5 m wide shall be provided and maintained along every side and rear lot line and no parking shall be permitted within the said 1.5 m.

(e) Where illumination is provided for the parking area, the illumination shall be directed towards or on the lot on which the parking area is located and away from

(i) any adjacent use;
(ii) any public street.

(f) No louspeaker system shall be permitted.

(g) Vehicular access shall be restricted to Cathcart Street, and every access driveway to the temporary parking area shall be located not less than 3.0 m from the common boundary with the adjoining residential lots.

(h) A gravel or similar surface or other suitable paving shall be provided and maintained for every parking space and access driveway.

In addition, the development of the temporary parking area will be subject to Site Plan Control.

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3. (a) That **Zoning Application 83-66 and 84-05, Alva Joyce Wheatle, prospective owner,** requesting zoning modifications to the zoning regulations applicable to the properties located at #41 and #45 Cathcart Street and #93 and #95 Kelly Street, be denied for the following reasons:

(i) The Hamilton-Wentworth Health Unit has advised that the proposed residential care facility (i.e. Block "1"), as designed, cannot adequately accommodate 20 residents as requested, due to a lack of bedroom and washroom facilities.

(ii) The proposed parking lot (i.e. Block "2") is not warranted given the capacity limitations of the proposed residential care facility (i.e. Block "1")

(b) That approval be given to an amended **Zoning Application 83-66, Alva Joyce Wheatle, prospective owner,** to establish modifications to the Zoning regulations applicable to the property located at #41 and #45 Cathcart Street, shown as "Block 1" on the attached plan marked as APPENDIX "C", on the following basis:

(i) That the "D" (Urban Protected Residential One and Two Family Dwellings etc.) District regulations applicable to the lands described as "Block 1" be modified to include the following variances and restrictions:

I. That notwithstanding Subsection 1 of Section 10 of By-law No. 6593, a residential care facility for the accommodation of not more than 16 residents shall be permitted in the existing building;

II. That an outdoor amenity area of not less than $205m^2$ shall be provided and maintained on the subject lands.

III. That a visual barrier not less than 1.2 m nor more than 2.0 m high, be provided along the northerly and westerly property lines adjacent to the outdoor amenity area required in clause II);

IV. That a minimum of 4 off-street parking spaces shall be provided.

(ii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-861, and that the subject lands on Zoning District Map E-4 be notated S-861;

(iii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-4; and

(iv) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

(c) That By-law No. 79-275 establishing Site Plan Control Areas be amended by adding the subject lands to Schedule "A".

Explanatory Note: The purpose of the By-law is to provide for modifications to the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions applicable to the lands located at #41 to #45 Cathcart Street, as shown on Zoning District Map E-4, to permit renovation and conversion of the existing building to a residential care facility for the accommodation of a maximum of 14 residents.

The By-law also provides for the following special provisions:

- the provision of an outdoor amenity area of not less than 205m^2 (2,210 sq. ft.) for use by the occupants of the residential care facility;

- the provision of a visual barrier on the northerly and westerly property lines adjacent to the outdoor amenity area; and

- the provision of a minimum of 4 off-street parking spaces for the residential care facility.

In addition, the residential care facility will be subject to Site Plan Control.

4. (a) That approval be given to **Zoning Application 83-53, F. and D. Chevrier, owners,** requesting a modification to the established "M-13" (Prestige Industrial) District for property located at No. 81 Dartnall Road, as shown on the attached plan marked as APPENDIX "D", on the following basis:

   (i) that Section 4(3)(a) of Zoning By-law No. 6593 shall not apply;

   (ii) that the "M-13" (Prestige Industrial) District regulations applicable to the subject lands be modified to include the following variances and restrictions:

      I. that notwithstanding the provisions of Section 17E(1) of By-law No. 6593, the following additional uses shall be permitted:

         a. the existing single-family residential dwelling and accessory automobile garage;

         b. a dump truck transporting and snow removal service; and

         c. an automobile and truck repair and accessory equipment repair service within the service garage building existing as of the date of the passing of the by-law, notwithstanding that the building is located within the required 13.5 m landscaped area set out under the "M-13" District provisions of By-law No. 6593;

      II. that notwithstanding the provision of Section 17E(2)(e) of By-law No. 6593, the following shall be provided and maintained on the site:

         a. a landscaped area having a minimum width of 13.5 m adjacent to the northerly side lot line which shall contain a planting strip having a minimum width of 6.0 m located along the full length abutting the northerly side lot line;

         b. a planting strip having a minimum width of 7.5 m along the full length and abutting the rear lot line except for the area covered by the existing building;

         c. a planting strip having a minimum width of 1.5 m along the full length and abutting the southerly lot line;

d. a landscaped area having a minimum width of 6.0 m along the full length and abutting the front lot line except for the area used for access driveway;

III. that Section 17E(2)(g) of By-law No. 6593 shall not apply with regard to the uses set out in clauses a)ii)I) and II) above.

(iii) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-862, and that the subject lands on Zoning District Map E-69D be notated S-862.

(iv) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-69D.

(v) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(b) That approval of the amending By-law be withheld until such time as the following conditions are satisfied:

(i) proof of registration of an approved Site Plan Control Agreement, and

(ii) removal of all refuse and inoperative vehicles from the site.

Explanatory Note: The purpose of the by-law is to provide for a modification to the "M-13" (Prestige Industrial) District provisions applicable to the lands located at No. 81 Dartnall Road as shown on Zoning District Map 69D to permit:

(a) the existing single-family residential dwelling and accessory automobile garage;

(b) a dump truck transporting and snow removal service; and

(c) an automobile and truck repair and accessory equipment repair service within the service garage building existing as of the date of the passing of the by-law, notwithstanding that the building is located within the required 13.5 m (44.29 ft.) landscaped area set out under the "M-13" District provisions of By-law No. 6593.

The By-law also provides for the following special provision which shall apply only to the uses set out in clause b) and c) above:

(a) the provision respecting loading space requirements shall not apply;

In addition, the by-law will require that the following special provisions shall be provided and maintained on site:

(a) a landscaped area having a minimum width of 13.5 m (44.29 ft.) adjacent to the northerly side lot line which shall contain a planting strip having a minimum width of 6.0 m (19.69 ft.) located along the full length abutting the northerly side lot line;

(b) a planting strip having a minimum width of 7.5 m (24.61 ft.) along the full length and abutting the rear lot line except for the area covered by the existing building;

(c) a planting strip having a minimum width of 1.5 m (4.92 ft.) along the full length and abutting the southerly lot line;

(d) a landscaped area having a minimum width of 6.9 m (19.69 ft.) along the full length and abutting the front lot line except for the area used for an access driveway.

5. That approval be given to the Circulation Procedures Policy for proposed Zoning By-law amendments and proposed Official Plan amendments as shown on the attached report marked APPENDIX "E" and that the policy be implemented by the Planning and Development Department.

6. That approval be given to **Application SA-83-11, Frank Husack Limited, owner**, to establish a draft plan of condominium located at the north-east corner of Duke Street and MacNab Street South, as shown on the attached plans marked as APPENDIXES "F" and "G".

7. **Proposed Amendment No. 8 To The Hamilton-Wentworth Official Plan,**

(a) that the proposed Amendment No. 8 to the Hamilton-Wentworth Official Plan has no impact on the City of Hamilton; and

(b) that the City Clerk be directed to advise the Hamilton-Wentworth Planning and Development Committee.

Explanatory Note: The Hamilton-Wentworth Planning and Development Committee has circulated a proposed Amendment to the Hamilton-Wentworth Official Plan. The proposed Amendment changes the land use designation for part Lot 44, Concession III, Town of Ancaster from "Rural Area" to "Residential and Related Uses".

8. That, having fulfilled the requirements of the Municipal Act, R.S.O., 1980 with respect to the holding of a Public Meeting, the City Solicitor be authorized and directed to undertake the preparation of a by-law to change the following street name.

From "Edward Street" to "Salidarnosc Drive" between Barnesdale Avenue and St. Ann Street.

Explanatory Note: This street name change is recommended in honour of the Polish Trade Union Movement. Edward Street has been selected because it is central to the Polish Community.

9. That the City Solicitor be authorized and directed to prepare a by-law amending by-law Nos. 74-74, 76-119 and 75-55, to provide for fee increases for 1984 in the Building Department in accordance with the attached table marked as APPENDIX "H".

10 That the following list of applicants be submitted to City Council for approval authorizing the Department of Community Development to process grants and/or loans in an amount not to exceed $7,500. The actual amount of grant or loan to be determined by inspection of the property under The Property Standards By-law No. 74-74 and pursuant to Regulation 506 (R.R.O. 1980) under The Housing Development Act for the Ontario Home Renewal Programme (O.H.R.P.) Or, pursuant to By-law No. 78-113 for the Hamilton Rehabilitation Programme (H.A.R.P.).

E

That the officials of the Corporation involved in these Programmes be authorized to take all action that is necessary to process these loan applications and that the Mayor and City Clerk be authorized to execute on behalf of the City any documents required in connection with the Ontario Home Renewal Programme and the Hamilton Rehabilitation Programme.

Ontario Home Renewal Programme

Mr. F. Darrall	26 Hollywood Street North
Mr. O. McPherson	221 West 19th Street
Mr. G. Galletti	59 Lawnhurst Drive
Mr. R. Kersley	152 East 35th Street
Mr. M. Needham	72 Burlington Street East

Hamilton Rehabilitation Programme

Mr. R.E. Andress	128 Alpine Drive

11 **Concession Street BIA - 1984 Budget Advance**

(a) That the Concession Street BIA receive an advance of $1,000. from their approved 1984 Budget of $12,000.

(b) That the Finance Committee recommend the method of financing the advance of $1,000. to the Concession Street BIA Board of Directors.

12 The Corporation of the City of Hamilton accepts the sum of $43,229.50 as cash payment in lieu of 5% dedication in connection with "Glen Arms Manor - Phase 2" final plan of subdivision.

Explanatory Note: These lands are located west of Mount Albion Road and north of Greenhill Avenue in the Red Hill Neighbourhood, Hamilton.

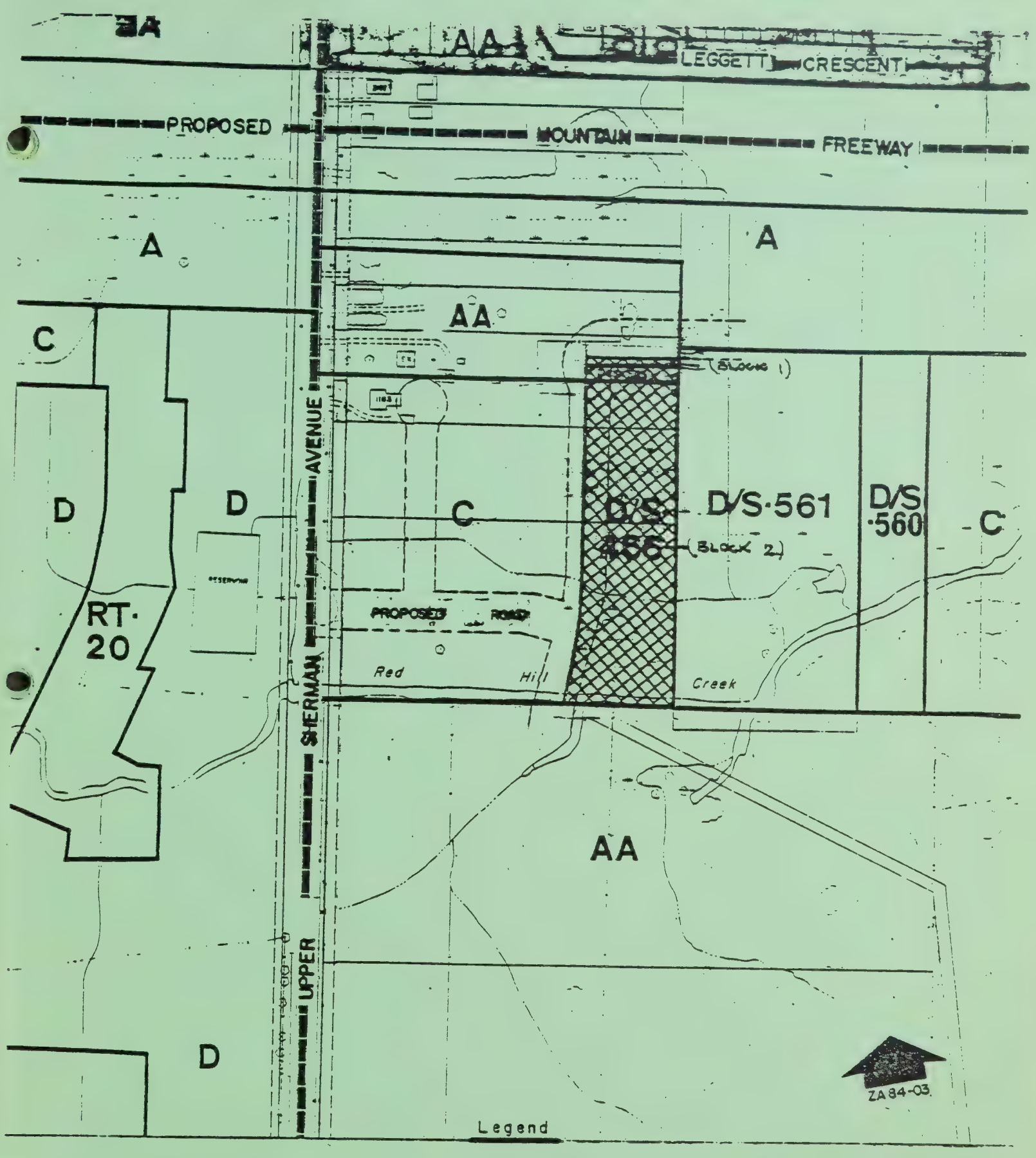
13 That leave be granted to introduce the following bill:

Bill D-37 - By-law to Adopt Official Plan Amendment No. 14.

Respectfully submitted,

ALDERMAN W.M. MCCULLOCH, CHAIRMAN

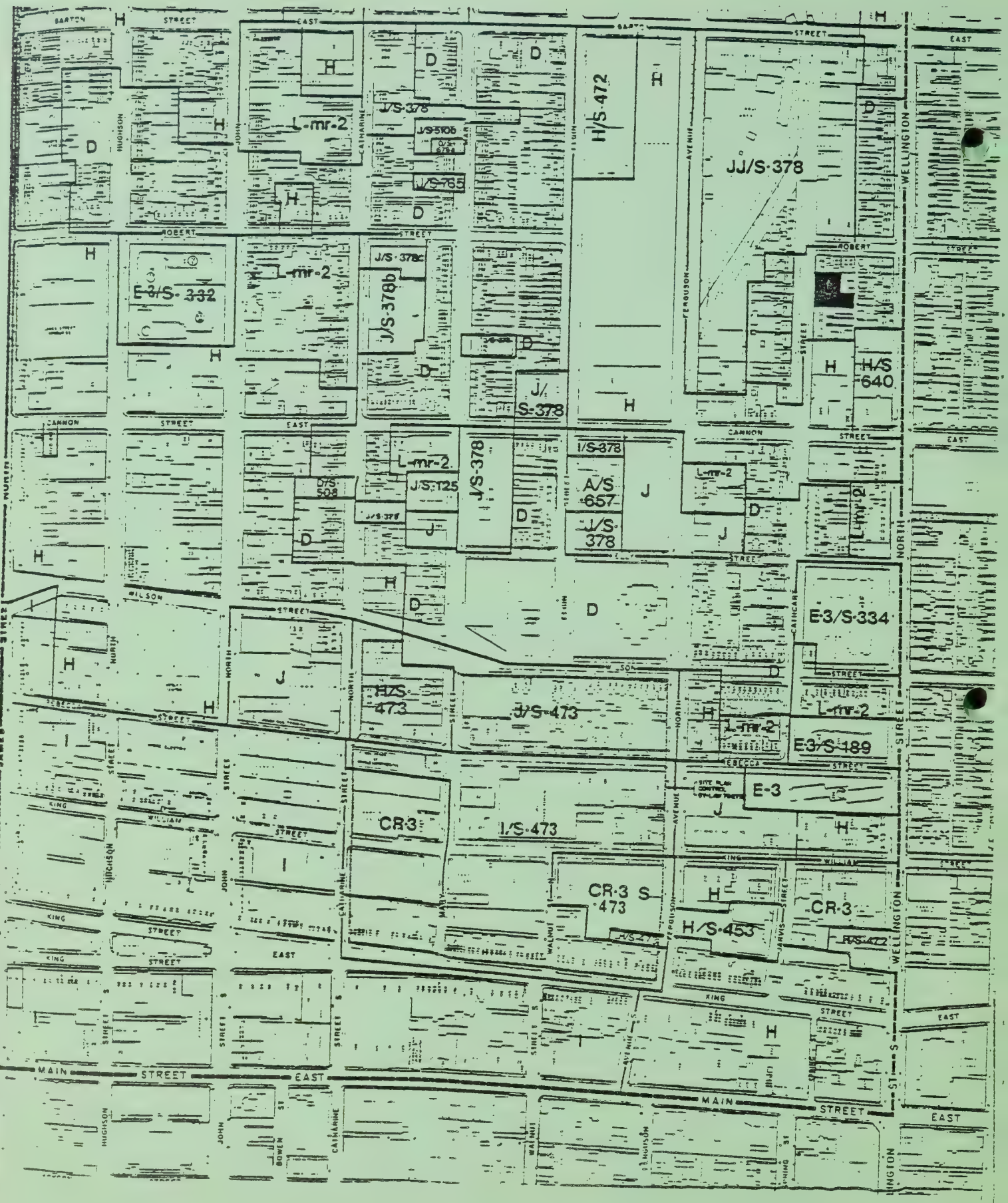
jjd/sma



SITE OF THE APPLICATION

APPENDIX "A" REFERRED TO IN ITEM 1 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

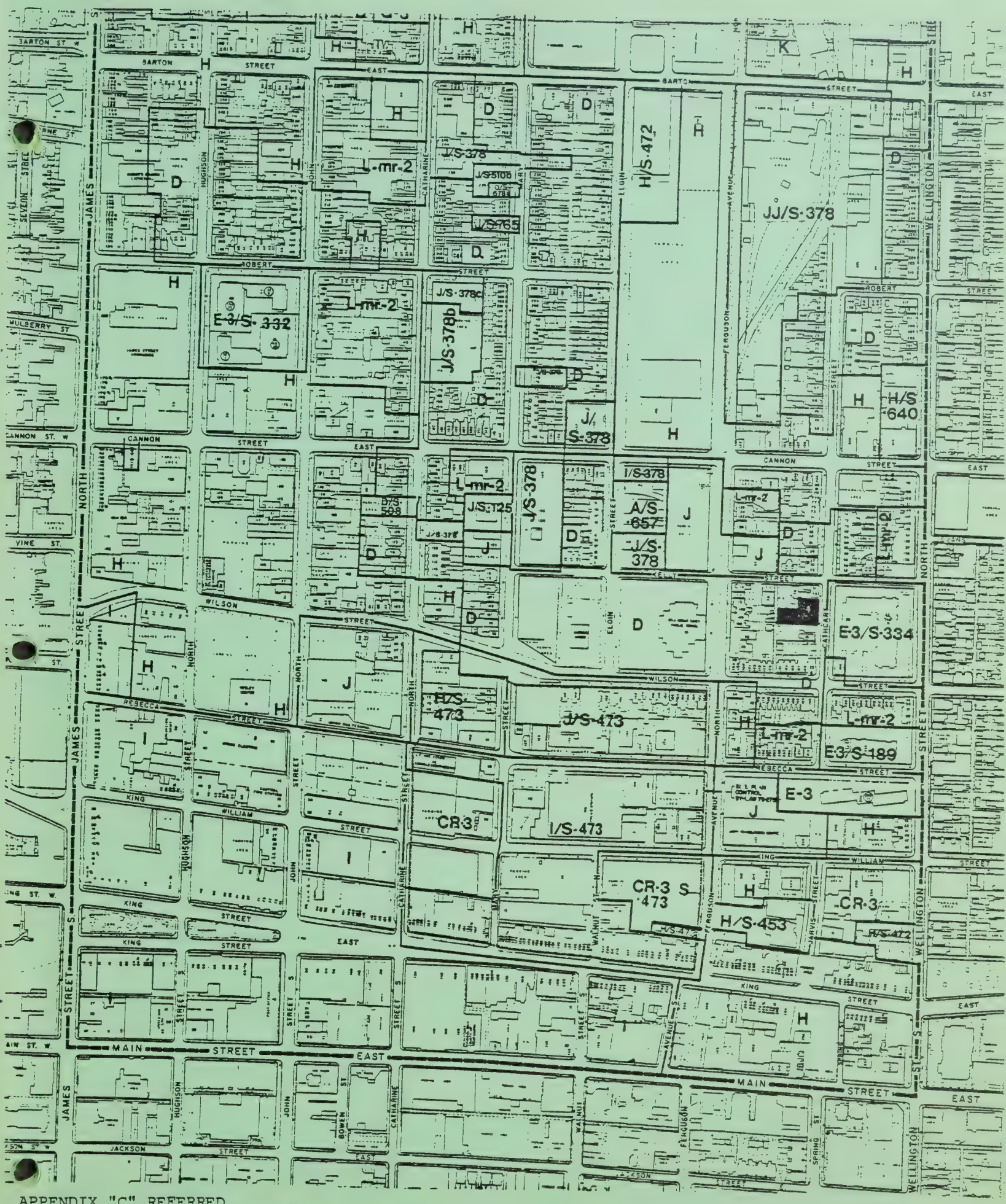
APPENDIX 'A'



SITE OF THE APPLICATION.

2483-73

APPENDIX "B" REFERRED TO IN ITEM 2 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

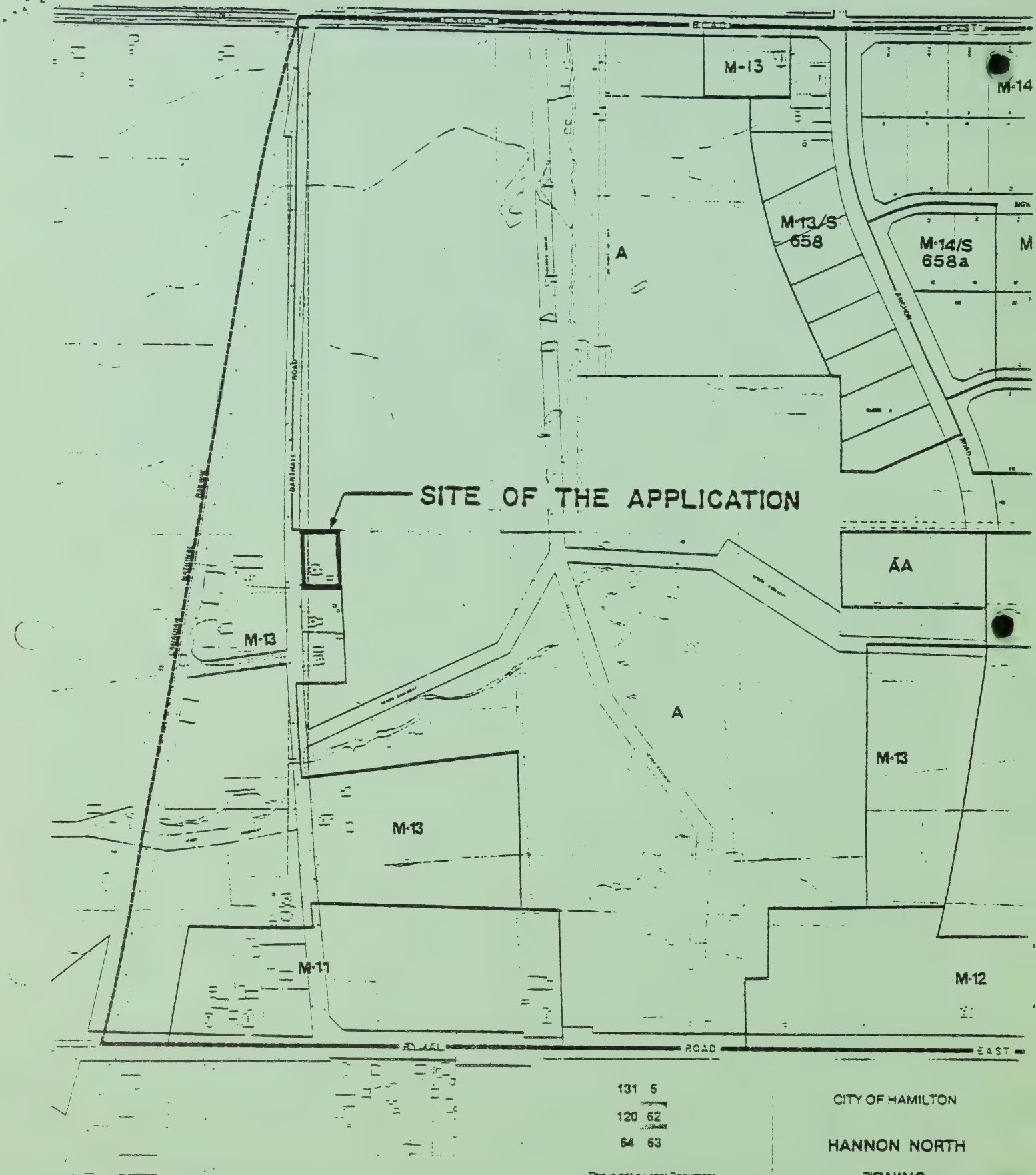


APPENDIX "C" REFERRED TO IN ITEM 3(b) OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

SITE OF THE APPLICATION.

D-11

2483-66



131 5

120 62

64 63

This is not a Legal Document
For Zoning Verification Please
Contact City Building Department.

CITY OF HAMILTON

HANNON NORTH

ZONING

ZA-83-53 E-671

Neighbourhood Boundary

Zoning Boundary

0 100m

SCALE 50m

Prepared for The City of Hamilton

7404

September 1981

62

APPENDIX "D" REFERRED TO IN
ITEM 4 OF THE FIFTH REPORT
OF THE PLANNING & DEVELOPMENT
COMMITTEE.

COUNCIL POLICY REGARDING CIRCULARIZATION PROCEDURES

CONCERNING REQUESTS FOR COMMENTS FROM DEPARTMENTS AND AGENCIES

ON PROPOSED ZONING BY-LAW AMENDMENTS AND OFFICIAL PLAN AMENDMENTS

PROPOSED ZONING BY-LAW AMENDMENTS/OFFICIAL PLAN AMENDMENTS

1. Council considers that certain departments and agencies as specified in Schedule "A" have an interest in any proposed zoning by-law amendment or official plan amendment. The Planning and Development Department shall circulate to all the departments and agencies listed in Schedule "A", adequate information concerning a proposed zoning by-law amendment or official plan amendment together with a request for receipt of comments on the matter.

2. Council considers that the departments, agencies and associations listed in Schedule "B" may have an interest in a proposed zoning by-law amendment or official plan amendment provided that the details of the proposed zoning by-law amendment or official plan amendment relate to a department's, agencies' or association's mandate or interest as defined in Schedule "B". Except as specified in Schedule "A", the Planning and Development Department shall, under its discretion, and using Schedule "B" as a Council approved guideline, circulate to appropriate departments, agencies and associations specifically listed in Schedule "B" or others as may be identified, adequate information concerning the proposed zoning by-law amendment or official plan amendment together with a request for receipt of comments on the matter.

3. Council hereby establishes a response deadline of 10 working days from the date that the circulation request is forwarded to the department, agency or association. Extention of the deadline may be granted at the discretion of: the Director of the Development Division or a designate being the Manager of the Land Use Section with respect to a proposed zoning by-law amendment; and the Director of the Local Planning Division or a designate being the Manager of the Policy Planning and Analysis Section with respect to a proposed official plan amendment.

APPENDIX "E" REFERRED TO IN ITEM 5 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

E

SCHEDULE A

1. Required Circulation for Proposed Zoning By-law Amendments

City of Hamilton

City Building Department
City Traffic Department

Hamilton-Wentworth Region

Regional Engineering Department
Regional Planning and Development Department
(Regional Plan Division)
Others

Union Gas Company
Hamilton Region Conservation Authority

2. Required Circularization for Proposed Official Plan Amendments

Regional Planning and Development Department
(Regional Plan Division)

SCHEDULE B

DISCRETIONARY CIRCULATION FOR PROPOSED ZONING BY-LAW AND OFFICIAL PLAN AMENDMENT

AGENCY	CIRCUMSTANCES
School Board	
Wentworth County Board of Education Hamilton Board of Education Hamilton-Wentworth Roman Catholic Separate School Board	Council considers the school boards to have an interest in any proposal that either deals with new residential development or involves property located adjacent to existing or proposed school board property.
Utilities	
Trans Canada Pipelines Ltd. Union Gas Company	Council considers this agency to have an interest in any proposal that involves lands adjacent to the Trans Canada Pipelines Ltd. corridor including any easements, rights-of-way and related transmission works.
Ontario Hydro Hamilton Hydro	Counsiders these agencies to have an interest in any proposal that involves lands adjacent to an existing or proposed transformer facility, hydro transmission corridor or other installation or involving lands/facilities that are owned or operated by them.
GO-ALRT	Council considers this agency to have an interest in any proposal that involves lands adjacent to the planned provincial commuter rail line, station sites or involves lands that are to be purchased by GO-ALRT.
Bell Telephone	Council considers this agency to have an interest in any proposal that involves lands adjacent to major company facilities.
Railways	
Canadian National Railways Canadian Pacific Railways TH & B Railway	Council considers these agencies to have an interest in any proposal that involves lands that are adjacent to an existing or proposed rail line, railway station or other lands owned by the Railway Companies or involves lands/facilities that are owned or operated by the railways.

Business

Hamilton and District Chamber of Commerce Metropolitan Hamilton Real Estate Board Hamilton and District Home Builders Association of HUDAC	Council considers these organizations to have an interest in any proposal that would be of significance on a city wide scale to the city's business community or development industry.

Federal

Transport Canada - Airways Branch	Council considers this agency to have an interest in any proposal that involves properties adjacent to licensed airfields or involves a proposed work or facility such as a communications tower that could have an effect on air safety.
Hamilton Harbour Commission	Council considers this agency to have an interest in any proposal that would have an impact on an area under its jurisdiction.
Canadian Radio Telecommunications Commission (C.R.T.C.) and Canada Mortgage & Housing Corp. (C.M.H.C.)	Council considers these agencies to have an interest in any proposal that involves an issue under their respective jurisdictions.

Neighbouring Municipalities

City of Stoney Creek Town of Dundas Town of Ancaster Township of Glanbrook Township of Flamborough Region of Halton City of Burlington	Council considers the adjacent municipalities to have an interest in any development proposal that is situated within 120 metres of the common boundary line.

City of Hamilton

Fire Department Licensing Department Community Development Department Real Estate Department City Clerks Department Culture and Recreation Department Solicitors Department Committee of Adjustment Treasury Department Tax Department Parking Authority Building Department Traffic Department	Council considers these Departments and agencies to have an interest in any proposal that involves an issue under their respective jurisdiction.

Hamilton-Wentworth Region	
Social Services Department Solicitors Department Finance Department Economic Development Department Police Department Hamilton Street Railway Regional Engineering Department	Council considers these Departments to have an interest in any proposal that involves an issue under their respective jurisdiction.
Provincial	
Ministry of Municipal Affairs and Housing	Council considers this agency to have an interest in any proposal that involves an issue under its jurisdiction such as official plan amendments, and regulations and provincial policy statements.
Niagara Escarpment Commission	Council considers this agency to have an interest in any proposal that involves lands either under the N.E.C.'s jurisdiction or lands that are located adjacent to the Niagara Escarpment.
Ministry of Transportation and Communications	Council considers this agency to have an interest in any proposal that involves an issue relating to the Ministry's mandate such as environmental protection, the lakeshore, and the management of water, timber, aggregate and other resources. This agency would also be considered to have an interest if a proposal involves lands adjacent to Ministry property.
Hamilton-Wentworth Regional Health Unit	Council considers this agency to have an interest in any proposal that involves an issue under its jurisdiction such as the provision of private water and private sanitary services or deals with living accommodations.
Ministry of the Environment	Council considers this agency to have an interest in any proposal that involves an issue under its jurisdiction such as air, water or soil pollution, noise, solid waste disposal, municipal services and industrial uses which require M.O.E. permits.

Ministry of Agriculture and and Food Ministry of Industry and Trade Ministry of Consumer and Commercial Relations Ministry of Tourism and Recreation Ministry of Energy Ministry of Citizenship and Culture	Council considers these Ministries and Agencies to have an interest in any proposal that involves an issue under their respective jurisdictions.

Historical

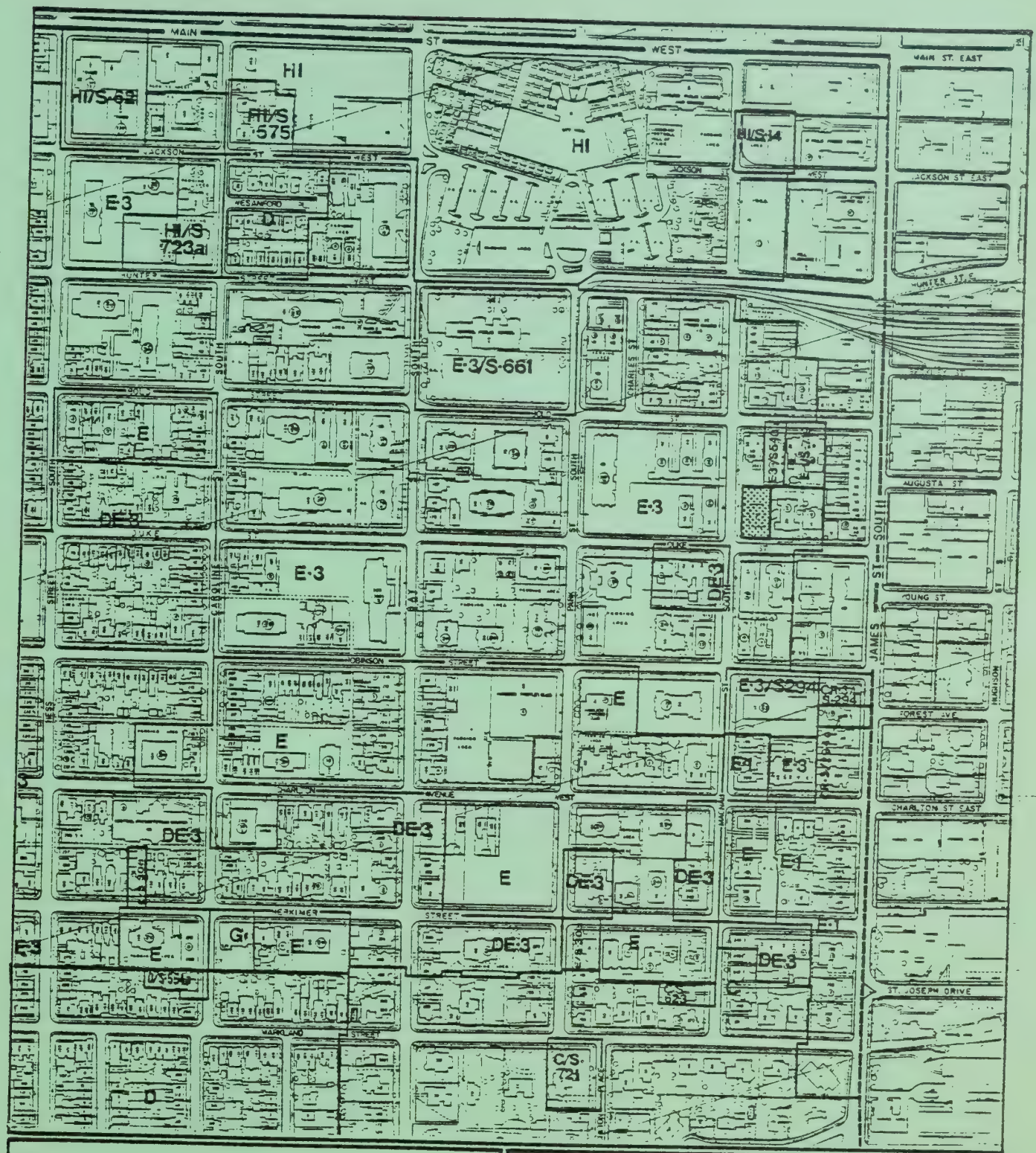
Local Architectural Conservation Advisory Committee (L.A.C.A.C.)	Council considers this Committee to have an interest in any proposal that involves a property that has been identified by L.A.C.A.C. as being of historical/architectural interest or involved in a proposal which may be of interest to L.A.C.A.C. due to possible historical/architectural significance or impact.
Royal Botanical Gardens	Council considers this Agency to have an interest in a proposal that is situated within 120 metres of land owned or managed by their agency.

Conservation Authorities

Hamilton Region Conservation Authority Halton Region Conservation Authority	Council considers these agencies to have an interest in any proposal that involves an issue relating to its mandate such as lands which come under the flood and fill regulations and property which is owned by the Authority or which is adjacent to lands owned by the Authority.

Other Agencies

All other agencies, government departments, community groups, and associates not mentioned elsewhere.	Council considers other miscellaneous agencies, government departments, community groups and associations to have an interest in any proposal that involves an issue under its jurisdiction.



Location Plan For

MACNAB PLACE CONDOMINIUM PROJECT

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

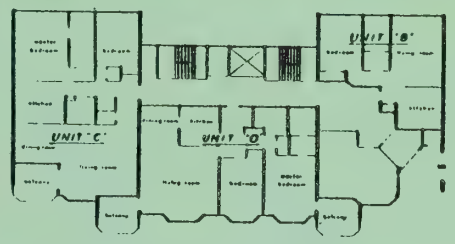
Legend

PROPOSED CONDOMINIUM

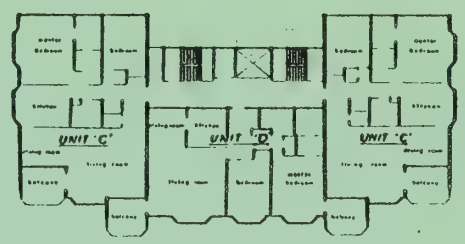
North	Scale	Reference File No.
	1 : 5000	25CDM-83002
	Date	Drawing No.
	November, 1983	83-H-129

APPENDIX "F" REFERRED TO IN ITEM 6 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

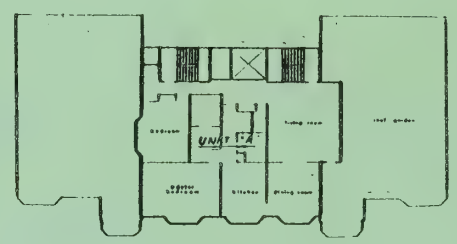
F



UNIT LAYOUT FOR LEVEL 1



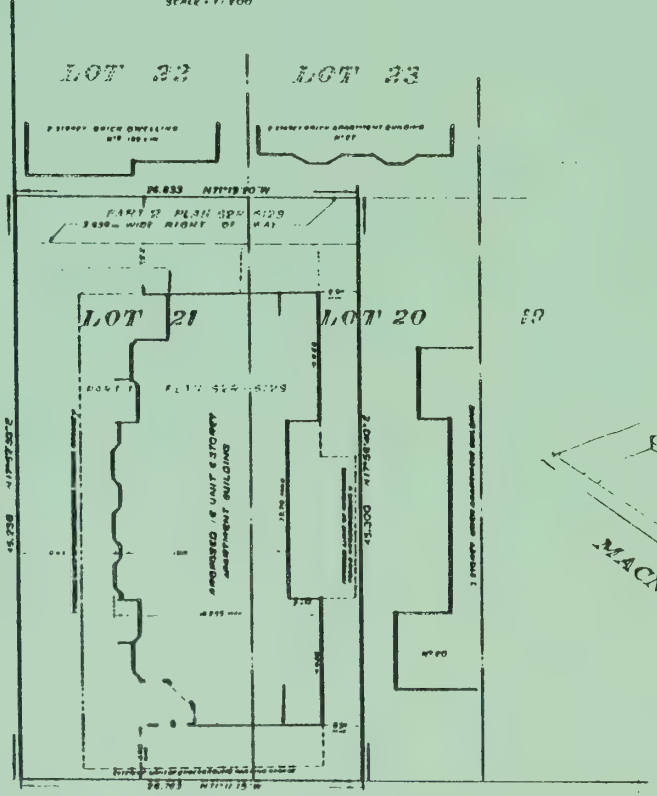
UNIT LAYOUT FOR LEVELS 2, 3, 4 AND 6



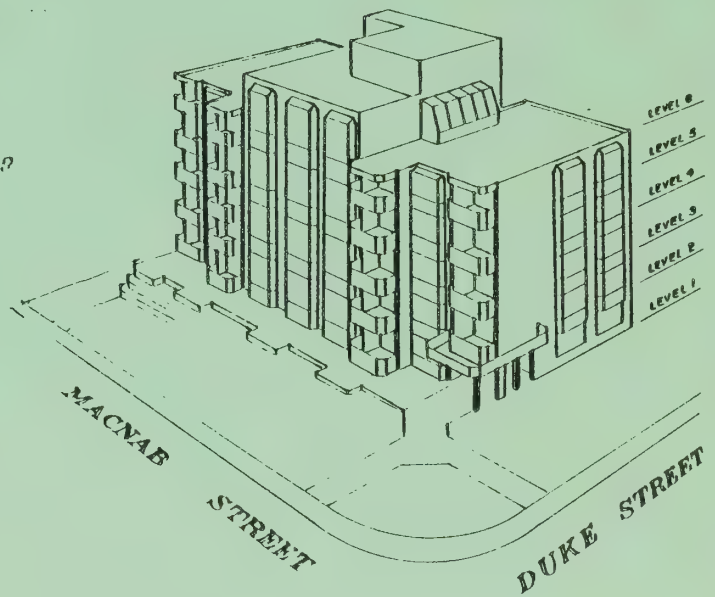
UNIT LAYOUT FOR LEVEL 6

PLOT PLAN

SCALE - 1: 200

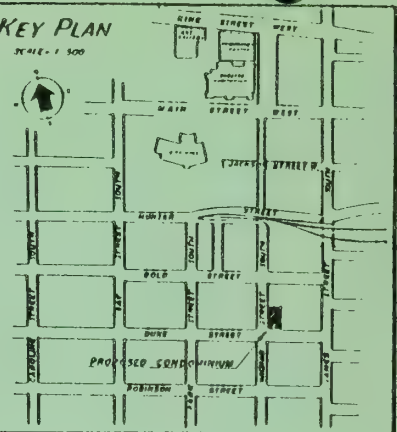


PERSPECTIVE DIAGRAM



KEY PLAN

SCALE - 1: 500



DRAFT PLAN OF

MACNAB PLACE

BEING A PROPOSED CONDOMINIUM PROJECT OF

LOT 21 AND PART OF LOT 20

according to

P.H. HAMILTON SURVEY - REGD PLAN Nº 1270

in the

CITY OF HAMILTON

REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH

SCALE - 1: 200

0 5 10 METRES

A.J. CLARKE O.L.S. 1983

NOTE THIS IS A DRAFT PLAN ONLY AND IS SUBJECT TO REVISION AND AMENDMENT

METRIC DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048

SURVEYOR'S CERTIFICATE

I CERTIFY THAT THE BOUNDARIES OF THE LANDS TO BE SUBDIVIDED AS SHOWN ON THIS PLAN AND THEIR RELATIONSHIP TO THE ADJACENT LANDS ARE ACCURATELY AND CORRECTLY SHOWN.

OCTOBER 20, 1983
DATE

A.J. CLARKE
ONTARIO LAND SURVEYOR

OWNER'S AUTHORIZATION

WE, FRANK MISPEK LIMITED, BEING THE REGISTERED OWNERS OF THE SUBJECT LANDS HEREBY AUTHORIZE A.J. CLARKE & ASSOCIATES TO PREPARE AND SUBMIT THIS DRAFT PLAN OF CONDOMINIUM TO THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH FOR THEIR APPROVAL

OCTOBER 20, 1983
DATE

FRANK MISPEK
PRESIDENT
FRANK MISPEK LIMITED

SCHEDULE

TOTAL AREA OF PROPERTY	1215.9 m²
TOTAL NUMBER OF UNITS	16 UNITS
TOTAL NUMBER OF PARKING SPACES	17 SPACES
IN UNDERGROUND PARKING GARAGE	

CONSTRUCTION COMMENCED ON OCTOBER 6, 1983

A.J. Clarke & Associates

PROFESSIONAL ENGINEERS AND ONTARIO LAND SURVEYORS
HAMILTON ONTARIO

APPENDIX "G" REFERRED TO IN ITEM 6 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

BUILDING DEPARTMENT

PROPOSED FEE INCREASES FOR 1984

APPENDIX "H" REFERRED TO IN ITEM 9 OF THE FIFTH REPORT OF THE PLANNING & DEVELOPMENT COMMITTEE.

	1983	Actual Cost	Original Proposal	Proposed Fee
Permit Fee	$9.00 plus $9.00 for each $1,000.00 or part thereof up to and including $15M	Minimum $40.00	$10.00 plus $9.00 for each $1,000.00 or part thereof up to and including $20M	$25.00 for the first $1,000.00 + $9.00 for each $1,000.00 or part thereof above the initial $1,000.00 up to and including $20M
	plus		plus	plus
	$4.00 per $1,000.00 or part thereof for that portion above $15M up to $45M		$4.00 per $1,000.00 or part thereof for that portion above $20M up to $50M	$4.00 per $1,000.00 or part thereof for that portion above $20M up to $50M
	plus		plus	plus
	$2.00 per $1,000.00 or part thereof for that portion above $45M		$2.00 per $1,000.00 or part thereof for that portion above $50M	$2.00 per $1,000.00 or part thereof for that portion above $50M
Demolition Permit	$21.00 for each 3,000 cubic metres	Minimum $140.00	$50.00 for the first 3,000 cubic metres and $25.00 for each successive 3,000 cubic metres	$100.00 for the first 3,000 cubic metres and $25.00 for each successive 3,000 cubic metres
Inspection Fee				
after the first inspection	$27.00	$35.00	$35.00	$35.00
Zoning Verification				
1 & 2 family dwelling	$16.00	$18.00	$20.00	$20.00

Zoning Verification (Cont.)	1983	Actual Cost	Original Proposal	Proposed Fee
All other	$21.00	$29.00	$25.00	$30.00
Property Reports	$27.00	$22.00	$30.00	$30.00
Property Standards				
Certificate of Compliance				
Single Family Dwelling	$55.00	$150.00	$75.00	$150.00
Lodging Houses, Second Level Lodging Houses, Nursing Homes, etc.	$105.00 minimum + $2.00/$1,000 sq. ft. in excess of 10,000 sq. ft.	$150.00 + $10.00 resident permitted	$150.00 + $3.00/1,000 sq. ft. in excess of 10,000 sq. ft.	$150.00 + $10.00/ resident permitted
Two family dwellings, three family dwellings & multiple dwellings	$105.00 + $2.00/ 1,000 sq. ft. in excess of 10,000 sq. ft.	$150.00 + $20.00/ dwelling unit in excess of one	$150.00 + $3.00/1,000 sq. ft. in excess of 10,000 sq. ft.	$150.00 + $20.00/ dwelling unit in excess of one
All other Buildings	($105.00 + $2.00/ 1,000 sq. ft.) in excess of 10,000 sq. ft.	$150.00 + $5.00/ 1,000 sq. ft. in excess of 1,000 sq. ft.	$150.00 + $3.00/1,000 sq. ft. in excess of 10,000 sq. ft.	$150.00 + $5.00/ 1,000 sq. ft. in excess of 1,000 sq. ft.
Committee of Adjustment	$80.00	$166.00	$100.00	$150.00

BUILDING DEPARTMENT

COMPARISON REVIEW VERSUS COST

NO.		BUDGET	1983 REVENUES	NET COST	DEPARTMENT NET COST
10	Complaints	124,260		124,260	100%
15	*Loan Program	175,450		175,450	100%
20	Property Standards	283,200	3,534	279,666	98.8%
25	Prosecutions	84,150	8,325	75,825	90.1%
30	Information for other Departments	29,670		29,670	100%
40	New Construction				
45	Heating, Plumbing, Ventilation	681,190	(Permits) 1,075,398		
50	Zoning		Zoning Verifications 51,128		
	Counter	105,670			
	Engineering and Zoning	495,760			
		1,282,620	1,126,526	156,094	12%
	Administration	391,030	104,802	286,228	73%
	*Trade Licence	62,050	City Clerk Budget 62,050		0%

Loan Program: Administration fees and inspection fees are collected from these programs by Community Development Department.

Trade Licence: Revenues $122,345 collected by City Clerks, potential profit of $60,295 less their administration costs. Suggest this item be transferred to Building Department Budget.

REPORT OF THE LEGISLATION COMMITTEE

To The Council of The Corporation of The City of Hamilton.

Members of Council:

The Legislation Committee presents its **FIFTH** Report for 1984 and respectfully recommends:

1. Grants and Civic Hospitality

(a) That a civic luncheon be provided to the hockey, ringette and figure skating coaches, convenors and executive members who have volunteered their time in organizing and operating the Recreational Youth Programs of the Department of Culture and Recreation at an approximate cost of $9,000. Estimated attendance, 400 persons.

NOTE: As this recommendation is not in keeping with the policy on the Hosting of Conferences and Conventions adopted by City Council February 29, 1984 on the recommendation of the Finance Committee, that this budget activity be removed from Account No. 0374-1146 (Legislative Grants) and placed in an appropriate account under the jurisdiction of the Finance Committee for 1985.

(b) That a civic reception be provided to approximately 150 persons representing the Inductees and Their Families, Members of City Council and Their Spouses, Organizers and Spouses and Hall of Fame Sponsors as part of the 1984 Football Hall of Fame Induction Ceremonies. Estimated cost, $3,400.

NOTE: As this recommendation is not in keeping with the policy on the Hosting of Conferences and Conventions adopted by City Council February 29, 1984 on the recommendation of the Finance Committee, that this budget activity be removed from Account No. 0374-1146 (Legislative Grants) and placed in an appropriate account under the jurisdiction of the Finance Committee for 1985.

(c) That a grant in the amount of $300 be made to the Hamilton and District Five Pin Bowlers Association to be used to assist in defraying expenses to be incurred in staging and hosting the Ontario Five Pin Bowling Championships to be held at Sherwood Lanes from April 18 - 21, 1984. Approximately 700 people will be participating in this championship tournament.

(d) That a grant in the amount of $300 be made to the Canadian Association for Enterostomal Therapy to be used towards the cost of staging their 1984 Annual National Conference to be held in the City of Hamilton October 17 - 19, 1984. Estimated attendance, approximately 100 delegates.

(e) That a grant in the amount of $300 be made to the Royal Hamilton Light Infantry Veterans' Association to be used to assist in defraying expenses to be incurred in staging and hosting the Annual Convention of the Ontario Command of the Canadian Corps Association to be held in the City of Hamilton on November 16 - 18, 1984. Estimated attendance, approximately 100 persons.

(f) That a grant in the amount of $250 be made to the Restorer Ministries (International Ecumenical Conference) to help defray the cost of staging their conference to be held in the City of Hamilton in 1984. Estimated attendance, 700 - 1,000 persons.

(g) That a grant in the amount of $1,000 be made to the Spinal Cord Society of Hamilton to be used to assist in defraying expenses to be incurred in staging and hosting their National Convention to be held in the City of Hamilton in June, 1984. Estimated attendance, approximately 800 delegates.

(h) That a grant in the amount of $500 be made to the Royal Astronomical Society of Canada to help defray the cost of hosting their General Assembly to be held in the City of Hamilton June 29 - July 3, 1984. Estimated attendance, approximately 300 persons from across Canada, the United States and other parts of the world.

(i) That a civic reception be provided to the members of the Acrobatic Troups from the People's Republic of China "The Magic of Shandong" at an approximate cost of $500. Estimated attendance, 80 persons.

(j) That a grant request of the Ontario Bi-Centennial Quilt Symposium to help defray the costs of hosting a Teaching Symposium in the City of Hamilton on June 14 - 17, 1984, be denied.

(k) That a grant request in the amount of $10,000 to the G.T.E.V. Alpenland to help defray costs of staging their 20th Anniversary with a Flag Blessing Ceremony, be denied.

2. The City of Hamilton request the Province of Ontario, through the Association of Municipalities of Ontario (AMO) to consider an amendment to Section 160 of the Municipal Act to provide for an increase in the special tax levy on universities, colleges, correctional institutions, hospitals, etc., which would make it more in keeping with an assessment relationship

3. That all Urea Formaldehyde Foam Insulation Tax Appeals received for the year 1983 be processed through the Tax Review Committee with the recommendation that these appeals be allowed under Section 496 (1)(C) which states, "razed by fire, demolition or otherwise."

   Appeals will not be allowed to those applicants who received a reduction for the 1982 taxation year.

   That the Treasury Department notify all the applicants to appeal their assessment for 1984 if the Regional Assessment Office has not already adjusted their 1983 assessment for the 1984 taxation year.

4. That the Administrative Report prepared by the Commissioner of Finance and the City Solicitor for the City of Windsor respecting Bill 138, "An Act Respecting the Sale of Lands for Arrears of Municipal Taxes", dated January 13, 1984 and endorsed by the City of Windsor, be supported.

   Explanatory Note - The report dated January 13, 1984, prepared for the City Administrator of the City of Windsor, by the Commissioner of Finance and the City Solicitor, along with a letter from the City Clerk dated January 27, 1984, outlines

certain matters within this Bill that require correction. Principally the areas highlighted relate to rigidity within the legislation and, as recommended, these areas should be provided with more flexibility.

For instance, at the expiration of the three year period, the municipality "shall" follow certain procedures, should be corrected to "may" in order that a municipality may have the necessary flexibility for certain cases where it is obvious that financial arrangements will be completed to the satisfaction of all parties within a short period of time. The other matters outlined in their report are equally appropriate for alteration.

In general, however, this Bill will be an improvement over the present Tax Registration Procedures.

5. That the City Solicitor be authorized and directed to prepare a by-law for licensing, regulating and governing sandblasters and other persons who for gain use chemicals or pressurized air, water, steam, sand or other abrasives to clean or restore the exteriors of buildings or other structures.

6. That permission be granted to the Canadian Polish Congress, Hamilton District, to use the City Hall Council Chambers on Thursday, May 3, 1984 at 7:00 p.m. to hold a brief ceremony commemorating the proclamation of Polish Week in the City of Hamilton and further, that permission be granted to fly the Polish National Flag at the City Hall on this occasion.

7. That the Property Superintendent be authorized and directed to erect a reviewing stand in front of City Hall on the following occasions.

   (a) The Boy Scouts and Girl Guides Parade to be held on May 26, 1984.

   (b) Bi-Centennial City Parade to be held on Saturday, June 16, 1984.

8. That permission be granted to the Canadian Cancer Society, Hamilton Unit, to use the City Hall facilities on Sunday, April 29, 1984 in connection with the Annual Great Ride to Beat Cancer.

9. That two members of the Committee of Adjustment be authorized to attend the 1984 Annual Conference of the Ontario Association of Committees of Adjustment and Consent Authorities to be held in Ottawa, Ontario on May 22 to 25 inclusive at an expense not exceeding $530 each, and that this expense be charged to Account No. 0321-0191, (Legislative Travelling).

10. That the City Solicitor be authorized and directed to prepare a by-law to amend Second Level Lodging House By-law No. 80-259 by deleting all existing fire regulations and inserting in lieu thereof reference to the new Ontario Fire Code Regulation 251/83.

    Explanatory Note - The Chief Fire Prevention Officer for the City of Hamilton has advised that the Province of Ontario has now passed into law Part 9, Ontario Fire Code, Regulation 251/83.

    As this regulation supersedes all regulations presently contained in the Second Level Lodging House By-law, the City of Hamilton Licensing Committee has requested that this be amended accordingly.

11 At its meeting held March 29, 1983, City Council on the recommendation of the Legislation Committee, approved that staff and two (2) members of City Council meet with representatives of various organizations to work out another approach or approaches to the establishment of a regulatory by-law regarding the display of erotic magazines in our community's stores. Council representation on this Ad Hoc group was later increased to three (3) members by the Legislation Committee in order to assist the group in its deliberations towards a final draft of the proposed regulatory by-law.

This matter was discussed by the Legislation Committee at its meeting held March 20, 1984 at which time the Committee agreed to recommend to City Council that inasmuch as this group comprised of staff, three (3) members of City Council and representatives of various organizations has been unable to work out another approach or approaches to the establishment of a regulatory by-law, the Ad Hoc group be disbanded and that the City Solicitor be authorized and directed to undertake the preparation of a regulatory by-law for consideration by the Legislation Committee.

12 That leave be granted to introduce the following bills:

Bill E-7 - By-law to amend Licensing By-law No. 79-323 respecting Building Exterior Cleaners

Bill E-8 - By-law to Confirm Proceedings of The Council of The Corporation of the City of Hamilton.

Respectfully submitted.

ALDERMAN V.J. AGRO, CHAIRMAN

JJD/sma

REPORT OF THE PERSONNEL COMMITTEE

To the Council of The Corporation of the City of Hamilton.

Members of Council:-

The Personnel Committee presents its **THIRD** Report and respectfully recommends:-

1. Approval of the following fee schedule for services provided by the Hamilton Fire Department (Fire Prevention Bureau):

FEE SCHEDULE

		EXISTING FEE	PROPOSED FEE
(a)	Copies of fire response reports	$ 5.30	$10.00
(b)	Written confirmation as to whether or not there are any outstanding orders against property	10.60	20.00
(c)	Inspection of a property in relation to a proposed purchase or for licence purposes other than municipal licences		
	(i) Private home day care facilities	10.60	20.00
	(ii) 1 and 2 family dwellings	10.60	20.00
	(iii) Other occupancies to and including four stories above grade, including L.L.B.O. licence requests	26.50	50.00
	(iv) Other occupancies greater than four stories and specialized occupanicies, i.e. shopping malls and industrial complexes will be charged at a rate commensurate with area and/or inspection time involved	26.50	100.00 - 150.00

For the information of members of City Council, all of the above fees stated in (iii) and (iv) do not include the testing of life support systems which are the responsibility of the owner, in accordance with the Ontario Fire Code.

This fee schedule will be implemented after receipt of the first request after approval by City Council for items covered by the above fee schedule. A cheque or money order made payable to the Corporation of the City of Hamilton and forwarded to the Fire Prevention Bureau, 55 King William Street, 2nd Floor, is to accompany all requests.

All requests respecting the sale or purchase of a premises are to be accompanied by authorization of the present owner permitting the release of the information.

Requests for Items (a) and (b) require 7 days for processing; Item (c) requires 14 days for processing.

2. Approval of the following Training and Development Policy for the Corporation of the City of Hamilton:

TRAINING AND DEVELOPMENT POLICY

The Corporation of the City of Hamilton recognizes the necessity of training and development programs and the benefits resulting from, the upgrading of the capabilities, knowledge, qualifications, professional standings, skills and proficiency of its employees.

The Corporation will endorse as many training and development programs as possible to assist employees in the performance of their duties today and in the future.

(A) OBJECTIVES

1. Provide a consistent and equitable method of:

   (a) meeting the developmental needs of the Corporation

   (b) keeping pace with technological change

   (c) training and development of employees.

2. Ensure that employees are capable of initiating and utilizing the best and most appropriate modern practices and techniques in conducting the business of the Corporation.

(B) RESPONSIBILITIES

1. City Council

   (a) Adoption of Training and Development Policy

   (b) Adoption of Amendments to Policy

   (c) Provide funds for the training and developmental processes.

2. Chief Administrative Officer

(a) Ensure proper implementation of Training and Development Programs

(b) Monitor the effectiveness of the programs.

3. Director of Personnel

Develop and administer Corporate and Departmental Training and Development Programs in consultation with the Chief Administrative Officer and the Department Heads.

4. Department Heads

(a) Build into the departmental budgets, allowances for time off the job for training and development

(b) Assess the training and development requirements of the Department

(c) Assist the Training Officer in developing and arranging necessary training and education for staff

(d) Monitor the effectiveness of the programs.

5. Training Officer

(a) In consultation with Chief Administrative Officer and/or Department Heads, assess the training and educational needs of the Corporation

(b) Provide information on courses available

(c) Post in-house training courses being made available and include any pre-requisite standards

(d) Conduct in-house training sessions

(e) Refer individuals who require specialized training to appropriate institution

(f) Evaluate courses for inclusion in program.

6. Training Appeal Committee

The purpose of this Committee is to listen to appeals submitted by staff relative to inequalities in the system, and based on the findings of the committee, make necessary recommendations in accordance with Training Program Procedures.

Training Appeal Committee shall be a joint labour and management committee consisting of:

(i) 1 Union Representative from the area of concern (This will be 1 representative from each Local concerned when applicable)

(ii) 1 Technical Representative from area of concern

(iii) 1 Appointed Supervisory Representative

(iv) 1 Appointed Management Representative

(v) Training Officer, who shall act as Chairman of the Committee

7. Employee

(a) Take steps to increase effectiveness in present position and to prepare for the future by:

(i) taking advantage of training and development courses made available to them through the Corporation

(ii) making a personal commitment toward development which could include personal expense and/or use of spare time in order to obtain any prerequisites that may be required.

(b) Provide an evaluation report on any courses provided by the Corporation and forward it to the Training Officer

3. Approval of the rates of pay, **appended hereto**, effective June 25, 1982, November 1, 1982 and May 1, 1983 for the Ontario Industrial Roofing Contactors Association and the Ontario Sheet Metal Workers Conference of the Sheet Metal Workers International Association.

4. **WHEREAS**, a problem has been created by virtue of The Corporation of the City of Hamilton having entered into Government Make-Work Programmes on behalf of both the Federal and Provincial Governments, the carrying out of which work has involved the Corporation in the Workers Compensation claims which have resulted in extra costs to the City;

   AND WHEREAS, the Corporation has entered into these plans in order to alleviate the general unemployment situation that presently prevails;

   THEREFORE BE IT RESOLVED, that the Corporation be not held responsible for the Workers Compensation claims for those presently engaged in such activities and that the Federal and Provincial Governments be responsible for such claims as an integral part of the plan of employment of such persons;

   AND BE IT FURTHER RESOLVED, that the action of this Council be submitted to the Association of Municipalities of Ontario and the Federation of Canadian Municipalities requesting their support in petitioning the Federal and Provincial Governments to assume these responsibilities.

5. That the position of Automotive Parts and Inventory Clerk be established and classified in Salary Schedule A-6 (40 hours per week) $418.72-$436.20-$459.48-$483.96-$502.20 per week and that the position be posted, advertised if necessary and filled.

6. Approval of appointments and terminations in permanent and temporary service with the Corporation to March 21, 1984 as set out on the list **appended hereto.**

7. That congratulations be extended to Mr. Murray F. Main, Acting Traffic Commissioner, who was recently awarded the C. W. Gilchrist Medal from the Roads and Transportation Association of Canada for his application paper presented at its annual conference. The title of the paper was "Four Underutilized Collision Reduction Measures".

RESPECTFULLY SUBMITTED,

ALDERMAN P. COWELL
CHAIRMAN

K. E. Avery, Secretary

March 21, 1984
Attchs.

REFERRED TO IN SECTION 3 OF THE THIRD REPORT OF THE PERSONNEL COMMITTEE.

LOCAL 537- Hamilton and Brantford

ROOFER

JUNE 25, 1982	#1(Foreman)	#2(Potman & Roofer)	#3(Material Handler)	#4(Material Handler Sr. Probationary)	#5(Material Handler Jr. Probationary)
Basic Rate	15.36	14.80	13.01	10.32	9.11
Vacation Pay	1.54	1.48	1.30	1.03	.91
O.S.M.Conf. Fund	.02	.02	.02	.02	.02
Sub-Total	16.92	16.30	14.33	11.37	10.04
O.I.R.C.A.	.05	.05	.05	.05	.05
TOTAL	16.97	16.35	14.38	11.42	10.09

NOVEMBER 1, 1982	#1(Foreman)	#2(Potman & Roofer)	#3(Material Handler)	#4(Material Handler Sr. Probationary)	#5(Material Handler Jr. Probationary)
Basic Rate	15.82	15.25	13.46	10.68	9.43
Vacation Pay	1.58	1.53	1.35	1.07	.94
O.S.M.Conf. Fund	.02	.02	.02	.02	.02
Sub-Total	17.42	16.80	14.83	11.77	10.39
O.I.R.C.A.	.05	.05	.05	.05	.05
TOTAL	17.47	16.85	14.88	11.82	10.44

MAY 1, 1983	#1(Foreman)	#2(Potman & Roofer)	#3(Material Handler)	#4(Material Handler Sr. Probationary)	#5(Material Handler Jr. Probationary)
Basic Rate	17.64	17.07	15.28	12.14	10.70
Vacation Pay	1.76	1.71	1.53	1.21	1.07
O.S.M.Conf. Fund	.02	.02	.02	.02	.02
Sub-Total	19.42	18.80	16.83	13.37	11.79
O.I.R.C.A.	.05	.05	.05	.05	.05
TOTAL	19.47	18.85	16.88	13.42	11.84

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

REFERRED TO IN SECTION 6 OF THE THIRD REPORT OF THE PERSONNEL COMMITTEE.

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Robert Aldridge	Labourer	Public Works	transferred as per employee's request	D-5	$9.781 per hour	Jan. 30/84
Miss Susan Bruce	Typist Clerk II	Building	returned to former position	E-2	$284.69 per week	Dec. 26/83
Mr. James Cardwell	Captain	Fire	replacement for Mr. Robert Kerr - promoted	C-8	$36,665.37 per annum	Jan. 15/84
Ms. Lorraine Durette	Receptionist-Secretary	Convention Centre	replacement for Ms. M. Lawrence - resigned	102	$13,000.00 per annum	Jan. 16/84
Ms. I.G. Hewak	Receptionist-Secretary	Convention Centre	replacement for Ms. L. Durette - resigned	102	$13,000.00 per annum	Jan. 23/84
Mrs. Pamela Jones	Stenographer III	Building	returned to former position	E-3	$302.47 per week	Jan. 16/84
Mr. Kenneth Kiernan	Assistant Chief Fire Prevention Officer	Fire	replacement for Mr. George Hooker - retired	C-8A	$36,665.37 per annum	Jan. 15/84
Mrs. Teresa Kellner	Tax Arrears, Appeals & Local Improvement Officer	Treasury	replacement for Mr. Gerald Davis - resigned	112	$21,714.68 per annum	Feb. 13/84
Mrs. Genevieve Ligaj	Typist Cashier II	Building	returned to former position	E-3	$315.30 per week	Dec. 26/83
Ms. Ann Meema	Solicitor I	City Solicitor's	reclassified (Council Minutes of Jan. 31/84)	119	$38,625.60 per annum	Jan. 30/84

E-7

APPOINTMENTS IN PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. David Powers	Solicitor I	City Solicitor's	reclassified (Council Minutes of Jan. 31/84)	119	$38,625.60 per annum	Jan. 30/84
Mr. Robert Robertson	Motor Mechanic Helper	Central Garage Division of the Department of Public Works	replacement for Mr. Gino Tedesco - promoted	D-9	$9.991 per hour	Jan. 17/84
Mr. Ernest Thurston	Labourer	Cemetery Division of the Department of Public Works	transferred as per employee's request	D-5	$9.781 per hour	Feb. 1/84

F-8

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Arthur Cseresnyes	Cleaner (Market)	City Clerk's	resigned	1 yr. & 6 mo.	Feb. 11/84
Mr. Emidio D'Orazio	Asphalt Raker	Public Works	retirement	10 yrs. & 7 mo.	Jan. 31/84
Ms. Lorraine Durette	Receptionist-Secretary	Convention Centre	resigned	1 day	Jan. 17/84
Mr. William Gordy	Mechanic	Fire	retirement	16 yrs. & 4 mo.	Feb. 29/84

6-3

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. M. Anderson-Herrmann	Cultural CoOrdinator (temporary)	Culture & Recreation	Was working on contract basis; must be paid on City payroll now	CC	$285.00 per week	Jan. 3/84
Mr. Leonard Angemi	Equipment Repairman Helper (temporary)	Culture & Recreation	replacement for Mr. Eric Blainey - off sick (LTD)	D-7	$9.891 per hour	Jan. 30/84
Mrs. Nina Chapple	Architectural Historian (temporary)	Dundurn Castle Division of the Department of Culture & Rec.	was working on contract basis; must be paid on City payroll now	AH	$301.00 per week	Jan. 3/84
Mr. Robert Desnoyers	Assistant Chief Stationary Engineer (temporary)	City Engineer's	replacement for Mr. James Jardine - off sick (LTD)	115	$27,848.60 per annum	Jan. 16/84
Mr. Wayne Gooch	Checker (temp./part-time)	Culture & Recreation	seasonal staff	K-1	$4.000 per hour	Dec. 12/83
Miss Karen Kowaleski	Registrar-Ham/Scourge Project (temporary)	Hamilton Scourge	Hired as required (Council Minutes of Jan. 10/84)	CW-5	$288.46 per week	Jan. 3/84
Ms. Rosa Lico	General Assistant (temp./part-time)	Dundurn Castle Division of the Department of Culture & Rec.	replacement for Ms. Linda Gubbins	K-5	$4.790 per hour	Jan. 4/84
Mr. Bruce Martin	Monitor (temp.part-time)	Culture & Recreation	seasonal staff	K-1	$4.000 per hour	Jan. 30/84
Mr. John McGrath	Cleaner (Market) (temporary)	City Clerk's	replacement for Mr. Art Cseresnyes - resigned	B-2	$9.010 per hour	Feb. 9/84

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Weldon Orr	By-Law Enforcement Constable (temporary)	Traffic	replacement Mr. Raymond Vella - promoted	B-5	$411.08 per week	Jan. 30/84
Ms. Sandra Shwedyk	Community Sports Organizer (temp./part-time)	Culture & Recreation	replacement for Mr. Jim Languay - resigned	K-2A	$4.000 per hour	Feb. 1/84
Ms. Ann Tyleman	Cashier (temp./part-time)	Culture & Recreation	replacement for Mrs. Eliabeth Murray - resigned	R-7	$4.250 per hour	Jan. 30/84
Ms. Kerry Williamson	Community Sports Organizer (temp./part-time)	Culture & Recreation	seasonal staff	K-2A	$4.000 per hour	Jan. 30/84
Mr. John Velichko	Elevator Operator (temporary)	City Clerk's	replacement for Mr. Michael Meloche - on vacation	B-2	$349.12 per week	Dec. 5/83
Mr. Harry Cole	Rink Attendant (temporary)	Culture & Recreation	replacement for Mr. Leonard Angemi - promoted	D-5	$9.781 per hour	Feb. 6/84
Mr. Patrick Fournier	Rink Attendant (temporary)	Culture & Recreation	hired as required (seasonal staff)	D-4A	$9.611 per hour	Jan. 8/84
Mr. James Langdon	Rink Attendant (temporary)	Culture & Recreation	replacement for Mr. Nick Caruso - off sick	D-4A	$9.611 per hour	Jan. 24/84
Mr. Marco Traficante	Rink Attendant (temporary)	Culture & Recreation	hired as required (seasonal staff)	D-4A	$9.611 per hour	Jan. 11/84

F-11

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Gary Woodworth	Rink Attendant (59 days)	Culture & Recreation	replacement for Mr. Barry Willard - off sick	D-4A	$9.61 per hour	Feb. 1/84

F-12

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Antonio Brucculieri	Student (temporary)	City Architect's	resigned	3 mo.	Dec. 22/83
Miss Kathryn Daignault	Red Cross Instructor (temp./part-time)	Culture & Recreation	resigned	3 yrs. & 4 mo.	Jan. 15/84
Mr. James Languay	Community Sports Organizer (temp./part-time)	Culture & Recreation	lay off	2 mo.	Dec. 21/83
Mrs. Elizabeth Murray	Cashier (temp./part-time)	Culture & Recreation	lay off	7 mo.	Jan. 29/84
Ms. Susan VanEngen	Checker (temp./part-time)	Culture & Recreation	terminated	7 mo.	Feb. 4/84
Mr. John Velichko	Carctaker (temporary)	Property Mtce. Division of the Real Estate Dept.	lay off	6 mo.	Dec. 2/83
Mr. John Velichko	Elevator Operator (temporary)	City Clerk's	lay off	19 days	Dec. 24/83

F-13

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mrs. Deborah Chambers	Local Improvements & Contract Clerk	Legal	replacement for Kathleen Thatcher -retired	E-5	$356.02 per week	Feb. 1/84
Mr. Larry Friday	Payments Clerk II	Treasury	replacement for Tom Carolan -resigned	A-8	$793.92 per week	Feb. 13/84
Mr. Gordon Poff	Fire Communications Operator I,4th yr.	Fire	replacement for Mark Simpson -resigned	C-5/A	$31,272.01 per annum	Feb. 13/84
Mr. James Winn	Fire Safety Officer	Fire	replacement for Kenneth Kiernan -promoted	C-7/A	$33,831.56 per annum	Feb. 19/84

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Gordon Crandall	Firefighter I	Fire	retirement	32 years & 2 months	Feb. 29/84
Mr. Chirstopher Newman	Program Organizer	Culture and Recreation	resignation	3 years & 1 month	March 7/84
Mrs. Kathleen Thacher	Local Improvements	Legal	retirement	24 years & 1 month	Jan. 31/84
Mr. William Thomas	Garbage Truck Driver	Public Works	deceased	21 years & 9 months	Feb. 16/84

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. William Bailey	Foreman II (temporary)	Public Works	replacement for Kerwan McGowan -off sick	12C	$26,503.88 per annum	Feb. 20/84
Miss Marta A. Dosen	Checker (temp./part-time)	Culture and Recreation	replacement for Susan VanEngen -resigned	n/a	$4.000 per hour	Feb. 16/84
Ms. Corrina Grohmann	Checker (temp./part-time)	Culture and Recreation	replacement for Barbara Lockhart -resigned	n/a	$4.000 per hour	Feb. 13/84
Miss Agapi Damianopoulos	Counter Clerk (temporary)	Public Works	replacement for Luisa Beattie -maternity leave	A-3	$317.92 per week	Feb. 20/84
Mrs. Lynda Hammel	Cashier (temp./part-time)	Treasury	replacement for Debra Blake -vacation relief	E-4	$9.153 per hour	Feb. 13/84
Miss Lisa A. Johnstone	Cashier (temp./part-time)	Parking Authority	temporary additional staff as approved	V-1	$3.750 per hour	Feb. 22/84
Mr. Stephen Cowie	Rink Attendant (temporary)	Culture and Recreation	replacement for Harry Cole -temporarily promoted	D-4A	$9.611 per hour	Feb. 15/84
Mr. Fred Lucibello	Community Sports Organizer (temporary)	Culture and Recreation	replacement for James Intine -only working 1 night	n/a	$4.000 per hour	Feb. 15/84

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS IN TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	RATE	EFFECTIVE DATE
Mr. Michel Conway	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	$9.991 per hour	Feb. 15/84
Mr. Charles Gandt	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	$9.991 per hour	Feb. 15/84
Mr. Mark Holland	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	$9.991 per hour	Feb. 15/84
Mr. Patrice Lecomte	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	$9.991 per hour	Feb. 15/84
Mr. Franco Liberatore	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	9.991 per hour	Feb. 15/84
Mr. Adam Marynowicz	Tree Climber (temporary)	Public Works	temporary additional as approved	D-9	9.991 per hour	Feb. 15/84
Mr. Mark Sheridan	Tree Climber (temporary)	Public Works	temporary additional staff as approved	D-9	$9.991 per hour	Feb. 15/84
Miss Ivana Zenone	Personnel Clerk III (temporary)	Personnel	vacation and sick relief	107	$14,963.52 per annum	Feb. 27/84

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM TEMPORARY SERVICE

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. John Dobson	Checker (temp./part-time)	Culture and Recreation	resigned	4 1/2 months	Feb.4/84
Miss Barbara Lockhart	Checker (temp./part-time)	Culture and Recreation	resigned	7 months	Jan. 30/84
Miss Gina Lortie	Red Cross Instructor (temporary)	Culture and Recreation	did not start		

Bill No. A-11

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 84 -

TO RECONSTRUCT A PORTION OF CATHARINE STREET AND CERTAIN OTHER STREETS

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302, to alter, establish and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to reconstruct a portion of Catharine Street and certain other streets as set out in Schedule "A" herein;

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on the 31st day of January, 1984, in adopting Item 54 of the 1st Report of the Transport and Environment Committee, authorized the 1984 Reconstruction/Resurfacing Programme;

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said The Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The reconstruction of those streets set out herein in Schedule "A" be proceeded with.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.

3. This By-law comes into effect on the date of its passing.

PASSED this 27th day of March, A.D. 1984.

City Clerk

Mayor

(1984) 2 R.F.C. 8, January 31

(1984) 1 R.T.E.C. 54, January 31

SCHEDULE "A"

(a) Catharine Street, from Main Street to Hunter Street

(b) Glendale Avenue, from Barton Street to Cannon Street

(c) Harmony Avenue, from Dunbar Avenue to Barton Street

(d) Harrison Avenue, from Kenilworth Avenue to Division Street

(e) McAnulty Boulevard, from the west end to Kenilworth Avenue

Bill No. A-12

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

By-law No. 80-179

Respecting:

THE HESS STREET VILLAGE MALL

WHEREAS By-law No. 80-179, enacted in accordance with paragraph 354(1)110 of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 123 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302), provided for the use by pedestrians and prohibition of vehicles of The Hess Street Village Mall described as George Street between Queen Street South and Hess Street South;

AND WHEREAS subsection 321a(2) of The Municipal Act, R.S.O. 1980, Chapter 302, provides for the voluntary payment out of court in respect of parking of vehicles.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 1(c) of By-law No. 80-179 is repealed.

2. Section 3 of the said by-law is amended by adding after "section" in the first line "4 and".

3. Section 4 of the said by-law is repealed and the following substituted therefor:

4. (1) No person shall drive a vehicle along or across, or upon the pedestrian mall except for,

(a) An authorized emergency vehicle; or

(b) a vehicle making a pick-up or delivery on the mall between the hours of 8:00 a.m. and 11:00 a.m.; or

(c) a vehicle for which a permit has been issued by the Authority that,

(i) is clearly displayed in the lower left corner of the windshield on the driver's side, and

(ii) is facing the exterior of the vehicle, and

(iii) is clearly visible to outside viewing.

(2) No person shall stop a vehicle on the pedestrian mall except for,

(a) an authorized emergency vehicle; or

(b) a vehicle making a pick-up or delivery on the mall between the hours of 8:00 a.m. and 11:00 a.m. while actively engaged in loading or unloading merchandise; or

(c) a vehicle for which a permit has been issued by the Authority that,

(i) is clearly displayed in the lower left corner of the windshield on the driver's side, and

(ii) is facing the exterior of the vehicle, and

(iii) is clearly visible to outside viewing.

4. (1) Section 5 of the said by-law is repealed and the following substituted therefor:

5. The Authority may issue permits to authorize,

(a) driving a vehicle along or across or upon the pedestrian mall or way for the purpose of gaining access to or egress from a private parking area adjacent to the mall or way;

(b) stopping a vehicle on the pedestrian mall or way,

(i) for the purpose of maintenance or construction of the pedestrian mall or way; or

(ii) for the purpose of reconstruction, alteration, renovation or repair of the premises abutting the pedestrian mall or way; or

(iii) for any purpose that the Authority may stipulate.

5. The said by-law is amended by adding thereto the following:

5a. (1) Upon alleged contravention of subsection 4(2) a constable or by-law enforcement officer observing same may attach to the vehicle a serially numbered tag bearing the licence number and a general description of the vehicle, specifying the alleged offence.

(2) Any person may, upon presentation of the tag to the city treasurer, within seven days of the date of the tag, pay a penalty out of court in respect of the alleged offence in the amount of twenty dollars.

(3) Where a tag is issued in accordance with subsection 1 and the penalty is not paid out of court, section 6 shall apply.

6. Section 6 of the said by-law as amended by section 6 of By-law No. 80-183, passed on the 24th day of June, 1980, is repealed and the following substituted therefor:

6. Every person who contravenes any provision of this by-law, is guilty of an offence and liable to a fine of not more than $2,000 upon conviction.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1983) 7 R.T.E.C. 34, March 29
(1984) 3 R.T.E.C. 17, February 29

Bill No. A-13

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

Traffic

1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended:-

(a) by deleting from Section A (No Stopping Anytime) the following items, namely:-

"Caroline	East	Napier to 113 ft. south of Main
Caroline	East	from 131 ft. south of Cannon to 174 ft. south of York".

and by adding thereto the following item, namely:-

"Caroline	East	York to Main".

(b) by deleting from Section C (No Stopping 4:00 p.m. - 6:00 p.m.) the following items, namely:-

"Caroline	East	from 174 ft. south of York to Napier
Caroline	East	from 76 ft. south of Cannon to 55 ft. southerly
Caroline	West	from 122 ft. south of York to 112 ft. north of King
Caroline	West	from 100 ft. south of Cannon to 174 ft. north of York".

PASSED this day of , A.D. 1984.

City Clerk Mayor

(1984) 5 R.T.E.C. 21, March 27

Bill No. A-14

By-law No. 84 -

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25B (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966 is hereby amended:

(a) by deleting from Section 1 (Three Hour Limit) the following item, namely:-

"Hixon	South	Parkdale to easterly end".

(b) by adding to Section 4 (One Hour Limit) the following item, namely:-

"Napier	South	commencing at a point 161 feet east of Queen to Hess".

2. Schedule 26 (No Parking Areas) is hereby amended:

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Caroline	East	from 174 ft. south of York to Napier
Hixon	North	Parkdale to easterly end".

(b) by deleting from Section B (Loading Zones) the following item, namely:-

"Locke	West	28 ft.	50 ft. south of south limit of Bold".

and by adding thereto the following item, namely:-

"Locke	West	22 ft.	50 ft. south of south limit of Bold".

PASSED this day of , A.D. 1984.

City Clerk Mayor

(1984) 5 R.T.E.C. 21, March 27

Bill No. A-15

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Traffic By-law No. 66-100

Respecting:

TRAFFIC SIGNS

WHEREAS The Highway Traffic Act, R.S.O. 1980, Chapter 198 provides for official signs and as set out in Regulation 486, R.R.O. 1980;

AND WHEREAS The Municipal Act, R.S.O. 1980, Chapter 302 provides as follows:

210. By-laws may be passed by councils of local municipalities:

117. Subject to the Highway Traffic Act, for regulating traffic on the highways and for prohibiting heavy traffic as defined in the by-law and the use of traction engines and the driving of cattle, sheep, pigs and other animals during the whole or any part of the day or night in certain highways and public places specified in the by-law, and for prohibiting traffic in any but one direction in highways that, in the opinion of the council, are too narrow for the passing of one vehicle by another or in which, in the opinion of the council, it is desirable that traffic should be limited to one direction.

315. The councils of all municipalities may pass by-laws:

7. To provide for placing, regulating and maintaining upon the public highways traffic signs for the purposes of guiding and directing traffic.

AND WHEREAS it is intended to replace the existing Schedule 1 in By-law No. 66-100 thereby continuing and providing for official signs and signs in the said by-law in accordance with the aforementioned legislation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law NO. 66-100 is amended by adding the following thereto:

(3) Where in this by-law an abbreviation hereinafter set out in Column 1 is mentioned, the abbreviation shall have the meaning of the corresponding word in Column 2:

Abbreviation Column 1		**Word** Column 2
SAT	-	Saturday
SUN	-	Sunday
MON	-	Monday
TUE	-	Tuesday
WED	-	Wednesday
THU	-	Thursday
FRI	-	Friday
JAN	-	January
FEB	-	February
MAR	-	March
APR	-	April
MAY	-	May
JUN	-	June
JUL	-	July
AUG	-	August
SEPT	-	September
OCT	-	October
NOV	-	November
DEC	-	December
Ave.	-	Avenue
Blvd.	-	Boulevard
Pl.	-	Place
St.	-	Street
Sq.	-	Square
Cres.	-	Crescent
Ct.	-	Court
Rd.	-	Road
Dr.	-	Drive
No.	-	Number
Hwy.	-	Highway
ft.	-	Feet
In.	-	Inches
M.P.H.	-	Miles Per Hour
Km/h	-	Kilometres Per Hour
N.	-	North
S.	-	South
E.	-	East
W.	-	West
A.M. or AM	-	Ante Meridian
P.M. or PM	-	Post Meridian

2. Subsection 2 of section 5 of By-law No. 66-100 is amended by adding at the end thereof "notwithstanding that a sign illustrated is identical with an official sign that has been designated."

3. Section 5 of the said by-law is amended by adding thereto the following:

(2a) Every sign illustrated in Schedule 1 may be varied by supplementary information as may be necessary or appropriate to indicate the conditions under which the sign applies including the following and any combination thereof:

1. Time or times of the day.
2. Day or days of the week.
3. Month or months of the year.
4. Use by specific types or classes of vehicles.
5. Number of hours or minutes
6. Directional symbols.
7. Length or weight of vehicle or vehicle combination.
8. Any other information that serves to indicate conditions under which the sign applies.

4. Schedule 1 to By-law No. 66-100 is deleted and Schedule 1 annexed hereto and forming part of this by-law, is substitued in lieu thereof.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 5 R.T.E.C. 12, March 27

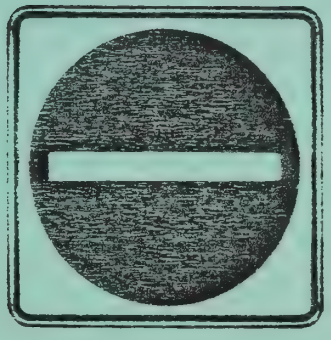
SCHEDULE 1

OFFICIAL SIGNS













NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS

















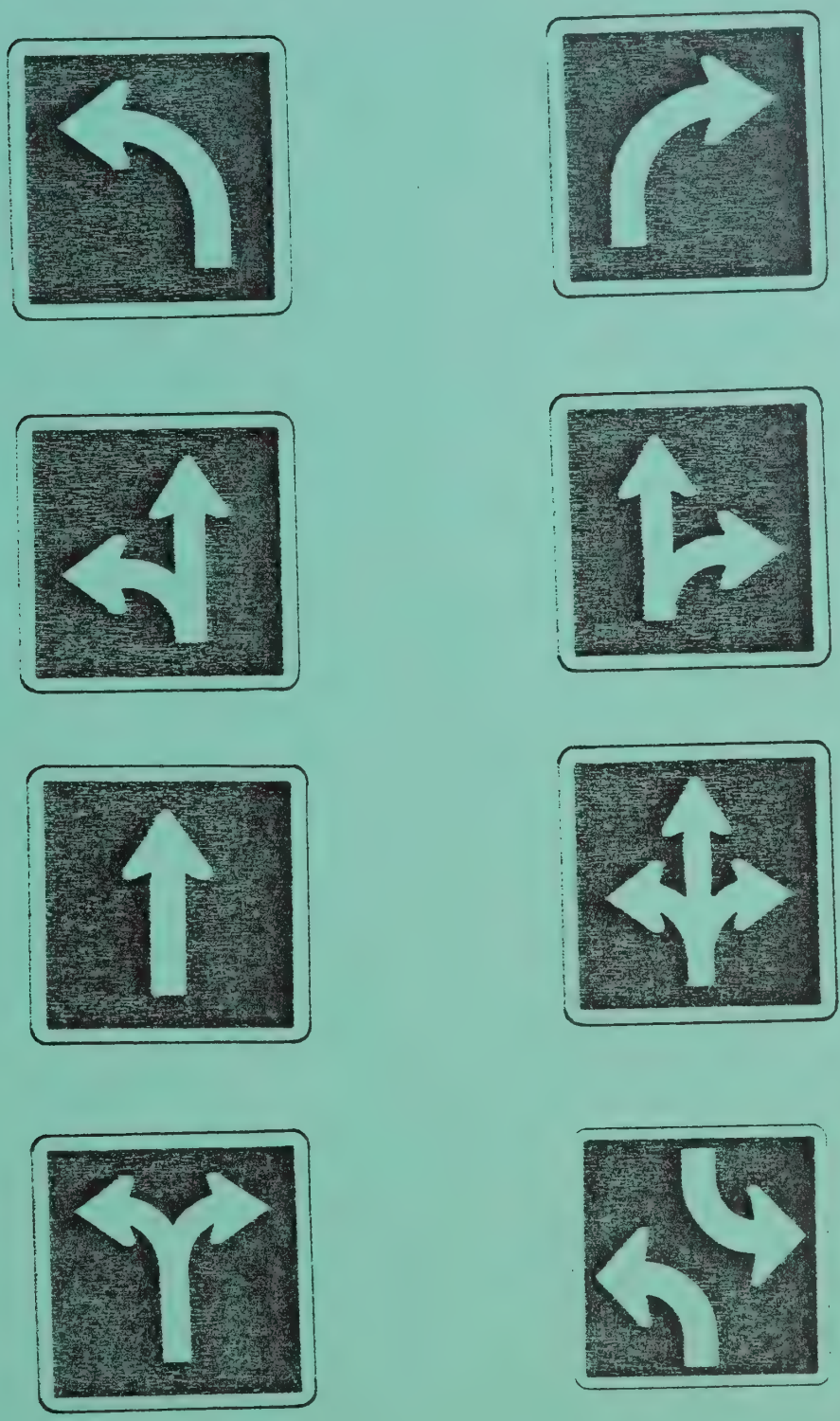




NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS



NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS



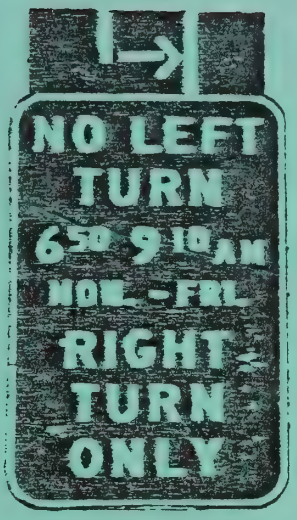


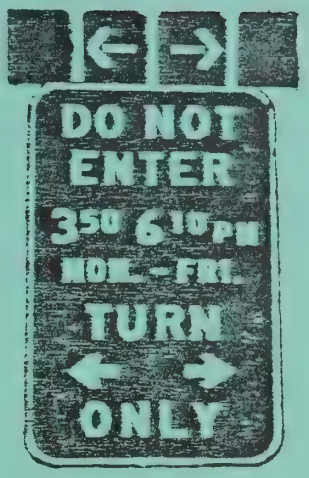


NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS





THE LEGEND AND THE ILLUMINATED INDICATIONS ON THESE SIGNS MAY BE VARIED TO SUIT THE CONDITIONS AT THE LOCATION WHERE THE SIGN IS TO BE ERECTED.





NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

SCHEDULE 1

OFFICIAL SIGNS

















NOTE: 1) Variations in sign messages are permitted in accordance with Section 5(2a).
2) Not to scale.

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Adopt:

Official Plan Amendment No. 14

Respecting:

ENERGY CONSERVATION POLICIES

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 14 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 4 R.P.D.C. 4, March 13

AMENDMENT NO. 14 TO THE CITY OF HAMILTON OFFICIAL PLAN

The following text constitutes Amendment No. 14.

PURPOSE

To introduce City-wide energy conservation policies designed to assist in the preparation of Neighbourhood Plans as well as development and/or redevelopment proposals.

BASIS

The bases for these policies are detailed in a report prepared by the Hamilton-Wentworth Planning and Development Department entitled, "Design Criteria for Energy Efficient Neighbourhood Planning".

These policies are intended to introduce energy related policies to:

- improve the design of the streets to achieve energy efficiency;
- identify specific energy efficient criteria, such as climatic data to be used in the preparation of Neighbourhood Plans;
- require certain features, such as siting of trees, to be incorporated in development and/or redevelopment proposal to achieve energy efficiency; and,
- encourage employment opportunities in the developing areas of the City to reduce work-to-home journeys.

ACTUAL CHANGE

1. The following new policy be added to Subsection B.3 - Circulation and Movement Section, as Policy B.3.1.19:

   "It is the intent of Council to improve the operation of Roads by accommodating traffic control devices, which would enhance the free flow of vehicular traffic and improve their energy efficiency."

2. Subsection C.8 - Energy will be revised by adding the following sentence at the end of the italics:

   "Further, it is the intent of this Plan to encourage employment opportunities in developing and undeveloped Planning Units to reduce the work-to-home journeys."

3. The following new policy be added to Subsection C.8 - Energy, as Policy C.8.2:

"Council will require that new residential areas of the City be planned in an energy efficient manner. Accordingly, it is intended that in the preparation of Neighbourhood Plans, the following criteria be utilized to establish an energy efficient land use pattern:

i) Define the energy characteristics of the environment and land form including surface feature and drainage patterns by:

a) utilizing climatic data, such as, but not limited to, air quality, temperature fluctuations, hours of sunlight, heating and cooling degree days, precipitation and wind speed frequency/direction;

b) constructing a topographic profile including slope gradiant and orientation; and,

c) evaluating all natural and man-made features;

ii) Design a street pattern by:

a) aligning Local Roads in a direction that maximizes the use of direct solar energy;

b) minimizing the length of Local Roads and reducing pavement widths; and,

c) limiting the number of access points from Collector Roads to Arterial Roads; and,

iii) Distribute housing types in a manner that would maximize energy conservation."

4. The following new policy be added to Subsection C.8 - Energy, as Policy C.8.3:

"Council will require that in the design of any development and/or redevelopment proposals, the following features be incorporated, where possible:

i) the orientation of buildings in a manner that maximizes the use of direct solar energy;

ii) the elimination or reduction of shadow casting onto adjacent existing and approved buildings; and,

iii) the utilization and proper siting of plant material, having regards to their shadow casting and windbreaking abilities."

IMPLEMENTATION

The provisions of Section "D" - Implementation, of the City of Hamilton Official Plan, as may be amended, will apply to the implementation of the Amendment.

BILL NO. D-37

This is Schedule 1 to By-Law No. 84- , passed on the day of , A.D. 1984.

THE CORPORATION OF THE
CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 84-

To Amend:

Licensing By-law No. 79-323

Respecting:

BUILDING EXTERIOR CLEANERS

Whereas By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS paragraph 161 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302, provides that "By-laws may be passed by councils of local municipalities:

> 161. For licensing, regulating and governing sandblasters and other persons who for gain use chemicals or pressurized air, water, steam, sand or other abrasives to clean or restore the exteriors of buildings or other structures.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 17 of By-law No. 79-323 is amended by adding thereto the following Schedule:

S C H E D U L E 42

BUILDING EXTERIOR CLEANER

Interpretation

1. In this Schedule,

(a) "building exterior cleaner" means a sandblaster, or other person who for gain uses chemicals or pressurized air, water, steam, sand or other abrasives to clean or restore the exteriors of buildings or other structures;

(b) "cleansant" means chemicals or pressurized air, water, steam, sand or other abrasive;

(c) "weekdays" means days of the week excluding Saturdays and Sundays;

(d) "work area" means the area exterior to a building or structure being cleaned or restored that is occupied by a building exterior cleaner.

Licence Required

2. No person shall carry on business of building exterior cleaner without a licence under this by-law entitling him to do so.

Duties of Building Exterior Cleaners

3. Every building exterior cleaner shall comply with the following regulations:

1. Provide and maintain barriers separating the work area from pedestrian traffic in the vicinity of the work area.

2. Prevent any cleansant from spreading or diffusing beyond the work area.

3. Keep and maintain the vicinity of the work area free and clear of building debris, sand, abrasive, residue, precipitant, solids, liquids or material.

4. Remove all debris, sand, abrasive, residue, precipitant, solids, liquids or material from public or private property adjacent to or in the vicinity of the work area.

Hours of Operation

4. (1) Every building exterior cleaner shall cease using chemicals, or pressurized air, water, steam, sand or other abrasives on,

(a) weekdays between 5:30 o'clock in the afternoon and 8:30 o'clock in the forenoon of the following day;

(b) Saturday, Sunday and Holidays

Licence Fees

5. The amount of licence fee for a licence granted under this Schedule shall be as follows:

1. For a building exterior cleaner.....

PASSED this day of A.D. 1984.

City Clerk Mayor

(1984) 5 R.L.C. 5, March 27

Bill No. E-7

BY-LAW NO. 84 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE DAY OF A.D., 1984.

WHEREAS by Section 9 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this day of A.D. 1984

City Clerk Mayor

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, April 10, 1984
7:30 o'clock p.m.
Council Chambers
City Hall

A G E N D A

1. Prayer
2. Minutes of Previous Meeting held March 27, 1984
3. Reports of Standing Committees - attached

   A Transport and Environment Committee
   B Parks and Recreation Committee
   C Finance Committee
   D Planning and Development Committee
   E Legislation Committee

4. First reading of Bills
5. Second reading of Bills - Committee of the Whole
6. Third reading of Bills
7. Question period
8. Adjournment

TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **SIXTH** Report for 1984 and respectfully recommends:

1. That the Mayor and City Clerk be authorized to execute an **Amendment to a Garbage Collection Agreement between The Corporation of the City of Hamilton and St. Elizabeth Home Society** (Hamilton, Ontario) for the collection of garbage at 393 Rymal Road West. The Amendment extends the area in respect of which garbage is collected on the Applicant's land. The original Agreement will otherwise remain in effect, requiring the Applicant to indemnify and save the City harmless against any loss, and to maintain and file with the City Clerk an insurance policy to this effect, such policy to be in an amount satisfactory to the City Solicitor. The City's Garbage By-law No. 66-182 provides for such collection.

2. Supply and delivery of approximately **40 Tonnes Hydrotech Sealz** #6160 in accordance with specifications issued by the Director of Purchasing and Vendor's Tender at $689 Per Tonne $27 560
   Ontario Sales Tax Extra.

   NOTE: Lowest of 5 tenders received.
   Funds have been provided for in the estimates for this purpose.

3. That the City Treasurer be authorized to make application to Environment Canada under the Environment 2000 Program for **approval of a Skunk Environment Project** in the amount of $126 550.

   NOTE: The City of Hamilton has in the past had several epidemics of rabies due to skunk populations and is again slated for a significant outbreak in 1984.

   It is impossible to control population numbers or in fact rabies (skunks are the second highest carrier of rabies) without habitat management.

   This project is designed to conduct the habit manipulations, not totally to improve it for other wildlife species, but to remove the source of food, cover a large segment of the skunk population.

   The Environment 2000 Program is an employment incentive-type program to extend and accelerate activities which will contribute to the conservation, preservation and restoration of the natural environment.

   Maximum funding or total program contributions towards a project will not exceedd $350 per week per person and $150 per work week for other costs (subject to final approval of funding or approximately $126 900).

   The Province of Ontario, through the Ministry of Natural Resources, Cambridge District Office, is in support of this project and has recommended funding of this work to Environment Canada.

This project, if approved and funded by Environment Canada, will result in minimal or no cost to the City of Hamilton.

4. That **parking be prohibited on the east side of Teresa Street** between Dover Drive and a point 31 feet south of the south curb of Meta Street.

5. That a **parking prohibition be implemented on the east side of Crawford Drive** between Kentley Drive and Nugent Drive.

6. That a **"No Parking, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of Belmont Avenue,** commencing at a point 68 feet south of Roxborough Avenue and extending to a point 26 feet southerly therefrom.

7. That, in accordance with the changes in parking regulations approved by the City Council on 1984 February 14, the **existing "No Parking, 2nd Tuesday each Month, 1:00 p.m. to 4:00 p.m." regulation on the north side of Bold Street** between Hess Street South and Caroline Street South **be switched to the south side** of the street.

8. That the **application by Delta Insurance Brokers (1961) Limited to lease a portion of the boulevard of Shirley Street,** adjacent to 1274 Fennell Avenue East, be approved provided that:

   i. the applicant pay the annual fee in accordance with the fee structure approved by the City Council on 1976 November 30 (current rate is $123.52), plus taxes, if any, in addition to the $10 annual fee (approved by City Council on 1984 February 14) to be charged to the applicant for encroachment insurance.

   ii. the owner complies with the requirements as set out in the policy approved by City Council on June 24, 1975, respecting using a portion of the road allowance for parking purposes.

   iii. the approach, parking area and other structures as required be constructed and maintained in accordance with the drawing on Schedule "B" of the agreement, at the owner's expense.

   iv. the owner prepares and executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

9. That the City Solicitor be directed to **amend By-law 80-179 (The Hess Street Village Mall By-law) to provide that the penalty for a stopping violation** will be $25, effective 1984 July 01.

10. That a parcel of land containing approximately **250 square feet on the north side of Barton Street East, west of Nash Road be leased to Ramsgate Outdoor Advertising** for the erection of an illuminated advertising sign.

    NOTE: The lease will be for a one year period with a 90 day termination clause for either party. The lease document to be prepared by the City Solicitor.

    The rent shall be $2 400 per year plus taxes, commencing May 1, 1984.

11. That an **Option to Purchase the lands of Frank Chiaravalle and Lucia Chiaravalle,** for the extension of Leggett Crescent, duly executed on March 22, 1984 by the Vendors, and scheduled for closing on May 28th, 1984 **be completed.**

NOTE: The property is composed of a parcel of vacant land located to the rear of 770 Limeridge Road East having dimensions of 75 feet, more or less, by 66 feet, more or less, with an area of 4 978 square feet and being more particularly described as Part 4 on Plan 62R-4626.

The purchase price is $2 706 and the cost is to be charged to account #0280-12.

This transaction includes special covenants, agreements and restrictions which are set out below, which terms should be included in the Committee's resolution to City Council.

The Vendor acknowledges to the City that the Vendor realizes that the land he retains will:

(a) be bounded on the south side of Part 3 by a 1' Reserve separating his remaining land (Parts 2 and 3) from highways to be established by the City;

(b) not qualify for a Building Permit until he pays a share of the services to be installed in the said new highway;

(c) be separated from the highway by the said 1' Reserve until payments referred to in (b) above are paid;

(d) have a temporary right-of-way in, along and upon the lands being sold herein to the City as well as the 1' Reserve known as Parcel "DX" on Plan 62R-4626 for access to and from Leggett Crescent and the land he retains, (Parts 2 and 3, Plan 62R-4626 and those lands south and adjacent to Part 4) such right-of-way is hereby granted by the City effective on the closing of this purchase by the City and shall expire when the said highways are established on Part 4, Plan 62R-4626 even though the said 1' Reserve will remain until the payment referred to in paragraph (b) above is paid.

12. That Item 49 (f) of the First Report of the Transport and Environment Committee approved by City Council on December 14th, 1982, dealing with an **annual agreement to lease City owned lands running parallel to Barnesdale Avenue between Cannon and Somerset, be rescinded** and that it be replaced by the following:

(f) William and Sarah Goddard, 42 Somerset, an area 12' x 20' for garage privileges at an annual rental of $12 per year commencing April 1st, 1984.

13. That:

i. The Director of Real Estate be authorized to proceed to take whatever action is necessary to prepare for the **disposal of the Hill Street Yard property** on the basis of a townhouse development.

ii. The City of Hamilton's Option to Purchase for the property of Frederick R. Thompson and Donald K. Stewart, duly executed on March 16th, 1984, by the Vendors and scheduled for closing on or before August 27th, 1984 be completed.

The property is composed of a parcel located on the west side of Richmond Street, having a frontage of 33' (more of less) by a depth of 90' (more of less) and contains an area of 3 092 sq. ft. (more of less) and is more particularly described as Lot 11, in the R. Beasley Survey with all buildings erected thereon bearing Municipal Number 14 Richmond Street.

The purchase price is $40 700.

iii. The Finance Committee establish the means of financing the costs incurred in placing the site in a saleable position, ie. building demolition costs, site clean up, soil tests, commuting the owner's share of the proposed sewer and road improvements planned for this year and the acquisition of 14 Richmond Street.

iv. The City of Hamilton convey to the Regional Municipality of Hamilton-Wentworth for the sum of $1.00 an extension of the 35' sewer easement in order to protect the Region's existing sewer installation at this location.

14. WHEREAS City Council, in approving Item 4 of the Third Report of the Transport and Environment Committee at its meeting of February 28, 1984, deleted Cannon Street and Britannia Avenue between Sherman Avenue and Parkdale Avenue, from the truck route system,

IT IS THEREFORE RECOMMENDED THAT:

i. The Director of Real Estate be authorized and directed to negotiate the **purchase of the necessary lands at the south-west corner of Cannon and Ottawa Streets** for the radius improvement.

ii. The cost of acquisition estimated at $1 300 be charged to the 1984 City Reconstruction Program. (Cannon Street, Gage to Ottawa Streets)

iii. The City Solicitor take the necessary steps to incorporate the land into Cannon Street by By-law upon its acquisition.

15. WHEREAS Clause 13 (b) of the Fourteenth Report of the Planning and Development Committee, as adopted by City Council at its meeting held on 78 04 25 recommended that a **Subdivision Agreement be entered into between the City and the owners of the lands to be subdivided, Benemar Construction Inc.;**

IT IS HEREBY RECOMMENDED THAT:

i. The engineering schedules for the estimated cost of services in "Aspen Estates - Phase 1", as approved by the Commissioner of Engineering and **appended hereto**, be adopted for inclusion in the proposed Subdivision Agreement;

ii. The City's share for the cost of services for this development ($89 538.63) be charged to the Reserve for Services through Unsubdivided Lands, Account No. 0280-12;

Type of Work	Amount to be Financed
Catch Basins and Connections	$ 3 696.00
Curbs and Sidewalks	18 608.80
Final Roads	49 225.65
Seeding	3 156.75
Watermains	11 101.43
Street Lighting	3 750.00
TOTAL	$89 538.63

iii. The approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and the Subdivision Agreement have been registered; and

iv. In the event the Subdivider wishes to proceed prior to the registration of the Plan of Subdivision, he should be permitted to do so at his own risk, provided that he enters into a Standard Agreement for Pre-Servicing.

16. That the application of **Mr. J. W. Logan, on behlaf of the owners, Youn Sik Lim and Hyun Soon Lim of 23-25 Hess Street North to retain the following inadvertent encroachment on the Hess Street North road allowance:**

i. Front porch steps approximately 1.5m by approximately 0.9m.

ii. Concrete steps approximately 1.5m by approximately 0.9m

And on the Market Street road allowance:

i. Concrete steps approximately 1.5m by approximately 0.9m.

be approved during the pleasure of City Council, provided:

(a) That the owners enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

(b) That an annual fee of $20 be set for this privilege, which fee shall be due and payable to the Corporation 30 days from the date of this resolution.

17. That:

i. **Dofasco Inc. prepare an amending agreement covering the addition of the KAMAG Transporter Vehicle** to the satisfaction of the City and Regional Solicitors.

ii. The appropriate municipal officials be authorized to execute the amending agreement.

NOTE: Staff has received an application from Dofasco Inc. to amend the existing Ingot Truck Agreement between the City of Hamilton, Region of Hamilton-Wentworth and Dofasco. The Agreement is to be amended to include a longer version of a vehicle covered by the 1978 Ingot Truck Agreement.

18. That:

    i. The Director of Real Estate be authorized and directed to negotiate the **purchase of the lands required to construct a 20 foot wide walkway connecting the Fessenden and Gurnett Neighbourhoods.**

    ii. The cost of acquisition estimated at $24 000 be charged to Account 0352-0461, Paths and Walkways.

    NOTE: A predestrian walkway is needed to connect the Gurnett and Fessenden Neighbourhoods in the area of the 40 foot wide sewer easement between 324 and 332 Magnolia Drive and 118 and 128 Guildwood Drive. A provision for the walkway has been included in the 1984 Current Budget which was approved by Council on March 27, 1984.

19. That the City Solicitor be directed to proceed with the preparation of a **by-law to widen Garth Street** be incorporating therein that part of Lot 18, Concession 8, geographic Township of Barton, shown as Parts 2 and 3 Plan 62R-7004 being a strip of land 27 ft. wide by 700 ft. long together with a 40 ft. by 40 ft. daylighting triangle.

20. That a policy be established whereby **paving stones will be installed in all outer boulevards in commercial areas** where there is an established "Business Improvement Area" when the abutting sidewalk is being reconstructed under the City's annual reconstruction program.

21. That:

    i. The **item included in the 1984 Current Budget submission for the Bay Street Bridge Repairs,** in the amount of $30 000 Account No. 0352-0269, **be deleted.**

    ii. An amount of $22 100 be included in the 1984 Current Budget for Preliminary Engineering, Account No. 0352-0162.

    iii. An amount of $7 900 be added to the amount in the 1984 Current Budget for Slurry Seal, Account No. 0352-0665.

22. That:

    i. the **GO ALRT Route Selection reports be circulated** to all civic departments for comments, and

    ii. once all comments have been received, the Mayor call a special meeting of City Council for a full debate of all proposed routes and the preparation of a resolution to Regional Council as soon as possible.

23. That the City of Hamilton **extend its special adult eligibility criteria for transit passes** to include the blind for 1985.

24. That:

i. the residence at Hamilton Civic Airport known as **building T12 be rented to the Hamilton Flying Club** on a monthly basis at a rental of $250 including taxes commencing May 1, 1984.

ii. the property is to be tenanted by Mr. Reginald Spence, General Manager of the Hamilton Flying Club and his wife.

25. That leave be granted to introduce the following bills:

(a) A-16 By-law to Amend By-law No. 77-181 Respecting Control of Aircraft on Aprons at the Hamilton Civic Airport

(b) A-17 By-law to Amend By-law No. 66-100 to Regulate Traffic.

RESPECTFULLY SUBMITTED

ALDERMAN H. MERLING, CHAIRMAN

R. C. Prowse, Secretary

1984 April 02
Attach.

REFERRED TO IN SECTION 15
OF THE SIXTH REPORT OF THE
TRANSPORT AND ENVIRONMENT
COMMITTEE.

SCHEDULES "E","F", "F-1" AND "G"
ASPEN ESTATES
CITY OF HAMILTON

SIDNEY W. WOODS INC.,
ENGINEERS & SURVEYORS

.....

J. MORGANTE, P. ENG.

REGISTERED PROFESSIONAL ENGINEER
J. MORGANTE
PROVINCE OF ONTARIO

..... March 15/84

DATE

REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

.....

COMMISSIONER OF ENGINEERING

..... Mar. 26/84 .....

DATE

SCHEDULE "E"

ASPEN ESTATES (PHASE 1)

Requirements for boundary highways.

PART "A"

Works to be installed by the Subdivider and costs shared as shown:

	ESTIMATED COST	
	Subdivider	City
1. UPPER WENTWORTH STREET, East side only, sidewalks at intersection with Russet Street.		
17m at $54.00 = $918.00		
Subdivider's Share 50%	$ 459.00	
City's Share 50%		$459.00

NOTE: Sidewalks to be constructed within one year of registration of the Plan of Subdivision.

PART "B"

Works to be carried out as local improvements.	NIL	NIL

SCHEDULE "F"

ASPEN ESTATES (PHASE 1)

Requirements for other than boundary highways. Works to be installed by Subdivider and costs shared as shown:

	ESTIMATED COST	
	Subdivider	City
1. Catch Basins and Connections		
(a) Russet Street to East Limit of Subdivision.		
6 Single Catchbasins at $1,100.00 = $6,600.00		
Subdivider's Share 50%	$3,300.00	
City's Share 50%		$3,300.00
(b) Charing Cross from Russet Street to South Limit of Subdivision.		
2 Single Catchbasins at $1,100.00 = $2,200.00		
2 Double Catchbasins at $1,600.00 = $3,200.00		
Total Estimated Cost = $5,400.00		
Subdivider's Share (100%)	$5,400.00	
City's Share		NIL

NOTE: All catchbasins and connections to be constructed within two months after completion of sewer and water services.

SCHEDULE "F" Cont'd.

2. SIDEWALKS AND CURBS		Subdivider	City
(a) Russet Street from Upper Wentworth Street to East Limit of Subdivision.			
(i) South Side:			
Independent sidewalk 81m @ $54.00	=$4,374.00		
Independent curb 90m @ $28.00	=$2,520.00		
Combined curb & sidewalk - 120m @ $70.00	=$8,400.00		
Total Cost South Side	$15,294.00		
Subdivider's Share (100%)		$15,294.00	
(ii) North Side:			
Independent sidewalk 196m @$54.00	=$10,584.00		
Independent curb 199 m at $28.00	= 5,572.00		
Total Cost North Side	$16,156.00		
City's Share (100%)			$16,156.00
(b) Charing Cross from Russet Street to South Limit of Subdivision.			
Combined curb & sidewalk 210m @$70.00 = $14,700.00			
Subdivider's Share (100%)		$14,700.00	
City's Share			NIL
(c) Aspen Court from Charing Cross to West Limit of Subdivision.			
Combined curb & Sidewalk 5m @$70.00 = $350.00			
Subdivider's Share (100%)		$ 350.00	
City's Share			NIL

NOTE: All walks and curbs to be constructed within six months of completion of sewer and water services.

B

3. FINAL ROADS	SUBDIVIDER	CITY
(a) Russet Street from Upper Wentworth Street to East Limit of Subdivision.		
Clearing and Grading $ 3,000.00		
Granular "A" 2250m^2 @ $ 9.30 = $20,925.00		
Asphalt 2250m^2 @ $16.50 = $37,125.00		
TOTAL COST $61,050.00		
City's Share (Extra Depth) = 33.33% of Granular "A" = 33.33% of $ 20,925.00 = $ 6,975.00		$ 6,975.00
Remaining Cost = $54,075.00		
City's Share for Roadway over 8.5m Width =24.7% of $54,075.00		$13,356.53
Cost of Standard 8.5m Road Width = $ 40,718.47		
Subdivider's Share (50% of $40,718.47)= $ 20,359.24	$20,359.24	
City's Share (50% of $40,718.47) = $20,359.24		$20,359.24
(b) Blending at Upper Wentworth Street 380m^2 @ $12.40 = $ 4,712.00		
City's Share for Extra Width = 38.4% of $4,712.00		$ 1,809.41
Remaining Cost = $ 2,902.59		
Subdivider's Share (50% of $2,902.59)	$ 1,451.30	
City's Share (50% of $2,902.59)		$ 1,451.30
(c) Charing Cross from Russet Street to South Limit of Subdivision		
960 m^2 @ $28.00/m^2 = $ 26,880.00		
Subdivider's Share (100%)	$26,880.00	
City's Share		NIL
(d) Aspen Court from Charing Cross to West Limit of Subdivision		
85 m^2 @ @28.00/m^2 = $ 2,380.00		
Subdivider's Share (100%)	$ 2,380.00	
City's Share		NIL

	SUBDIVIDER	CITY

4. STREET LIGHTING

(a) Russet Street from Upper Wentworth to East Limit of Subdivision

5 L.S. @$1,500.00 Ea.=$7,500.00

Subdivider's Share	(50%)	$3,750.00	
City's Share	(50%)		$3,750.00

(b) Charing Cross from Russet Street to South limit of Subdivision

3 L.S. @$1,500.00 Ea.=$4,500.00

Subdivider's Share	(100%)	$4,500.00	

NOTES:

1. Future Aspen Court to connect to Charing Cross. No proposed Lot will have either frontage or flankage on Aspen Court.

2. No preliminary roads are to be installed.

3. The asphalt binder course for all Final Roads must be installed within 6 months of completion of the sewer and water services.

4. The asphalt surface course is to be completed not earlier than 12 months, and not later than 18 months after the completion of sewer and water services. If the 18 month period falls between November 1st and April 1st, then the surface course of asphalt must be completed by June 30th of the same year following April 1st.

5. Street lights are to be installed by Hamilton Hydro and paid for by the Subdivider.

Total Subdivider's Share	$ 98,823.54	
Total City's Share		$67,616.48

SCHEDULE "F - 1"

ASPEN ESTATES

City's Share of Water Services.

PART "A"

Construction Costs (including maintenance and Regional inspection fees).

1. WATERMAINS

		ESTIMATED COST
(a) Russet Steeet from Upper Wentworth Street to West Limit of Lot 1		
Total Cost =	$ 21,376.00	
Region's Share for Oversizing - 62.3% =	$ 13,317.25	
City's Share = 50% of (21,376.00-13,317.25) =	$4,029.38	
Maintenance 3% =	$ 120.88	
Regional Inspection Fee 3% =	$ 120.88	
Total City's Share =	$4,271.14	$4,271.14
(b) Russet Street from West Limit of Lot 1 to East Limit of Subdivision		
Total Cost =	$ 26,404.00	
Region's Share for Oversizing - 57.4% =	$ 15,155.90	
City's Share = 50% of (26,404.00-15,155.90 =	$5,624.05	
Maintenance 3% =	$ 168.72	
Regional Inspection Fee 3% =	$ 168.72	
Total City's Share =	$5,961.49	$5,961.49

PART "B"

Cost of Engineering and Supervision (9%)

		ESTIMATED COST
1. (a)	Russet Street from Upper Wentworth Street to West Limit of Lot 1.	$ 362.64
(b)	Russet Street from West Limit of Lot 1 to East Limit of Subdivision.	$ 506.16
	TOTAL CITY'S SHARE	$ 868.80

SCHEDULE "G"
ASPEN ESTATES (PHASE 1)

Requirements for seeding and planting trees.

PART "A"

Works to be carried out by the Subdivider and costs shared as shown

	ESTIMATED COST SUBDIVIDER	CITY
SEEDING		
Boulevard on North side of Russet Street from Upper Wentworth to East Limit of Subdivision		
1,220m^2 @$2.25 = $ 2,745.00		
City's Share 100%		$2,745.00
Maintenance 15%		$ 411.75
Boulevard for Frontage and Flankage on all Lots and Blocks on Charing Cross and on the South side of Russet Street.		
1,940m^2 @$2.25 = $ 4,365.00		
Subdivider's Share 100%	$4,365.00	
Maintenance 15%	$ 654.75	
TOTAL FOR PART "A": Subdivider's Share=$5,019.75		
City's Share =		$3,156.75

PART "B"

Works to be installed by the City and Paid for by the Subdivider.

TREES

Frontage and Flankage on all Lots and Blocks on Charing Cross and on the South side of Russet Street.
Cost calculated at $1.00/m for the total frontage of 397.66m = $ 397.66

TOTAL FOR PART "B": = $ 397.66

NOTE: All seeding to be completed within 6 months of completion of sidewalks and curbs.

SUMMARY SHEET
(SCHEDULE E,F,F-1 AND G)

1. CITY SHARE

(a) Street Lighting $ 3,750.00

(b) Seeding (including 15% maintenance of $411.75) $ 3,156.75

(c) Services to be installed by the Subdivider and paid for by City.

TYPE OF WORK	CONST. COST	MAINTENANCE (3%)	INSPECTION (2%)	ENGINEERING (7%)	TOTAL	
Catchbasins and Connections	3,300.00	99.00	66.00	231.00	3,696.00	
Sidewalks and Curbs	16,615.00	498.45	332.30	1,163.05	18,608.80	
Final Roads	43,951.48	1,318.54	879.03	3,076.60	49,225.65	
Watermains	9,653.43	289.60(3%)	289.60(3%)	868.80(9%)	11,101.43	
					$82,631.88	$82,631.88

TOTAL CITY SHARE $89,538.63

A.17

2. SUBDIVIDER'S SHARE

(a) Local Improvements	NIL
(b) Tree Planting	$ 397.66
(c) Replacing of damaged or missing Survey Monuments and Standard Iron Bars	$ 1,500.00
(d) Street name signs (3 corner Lots at $ 38.00)	$ 114.00
(e) Seeding (including 15% maintenance of $654.75)	$ 5,019.75
(f) Street Lighting	$ 8,250.00

(g) Services to be installed by and paid for by the Subdivider

TYPE OF WORK	CONST. COST	MAINTENANCE (3%)	INSPECTION (2%)	ENGINEERING (7%)	TOTAL	
Catchbasins and Connections	8,700.00	261.00	174.00	609.00	9,744.00	
Sidewalks and Curbs	30,803.00	924.09	616.06	2,156.21	34,499.36	
Final Roads	51,070.54	1,532.12	1,021.41	3,574.94	57,199.01	
					$101,442.37	$101,442.37

TOTAL SUBDIVIDER'S SHARE $116,723.78

TOTAL CITY SHARE - $ 89,538.63

TOTAL SUBDIVIDER'S SHARE - $116,723.78

GRAND TOTAL OF ALL WORKS - $206,262.41

A.18

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Parks and Recreation Committee presents its **SIXTH** Report for 1984, and respectfully recommends:

1. (A) (i) That a fourteen member Board be appointed to administer the affairs of Hamilton Place, the Convention Centre and the Trade Centre/Arena.

(ii) That the Board to be comprised of the Mayor, four (4) aldermen and nine (9) citizen members.

(iii) That the Mayor and four aldermen be appointed for a period to coincide with their term of office.

(iv) That the initial appointment of the citizen members to be as follows:

(a) For a three year term, there will be one member from the present Board of Hamilton Place, one member from the present Board of the Convention Centre and one other citizen member.

(b) For a two year term, there will be one member from the present Board of Hamilton Place, one member from the present Board of the Convention Centre and one other citizen member.

(c) For a one year term, there will be three citizen members appointed.

(d) After the initial appointment, there will be three citizen appointments or re-appointments annually on a three year rotating basis.

Note - The Committee is of the opinion there would be merit in having representation from the Parks and Recreation Committee and the Finance Committee on this Board.

(B) That until such time as the necessary legislation has been received establishing legislated powers for the new Board:-

(i) The Hamilton Place and Convention Centre Boards shall continue their present responsibilities.

(ii) The new Board shall act on an interim basis reporting to City Council through the Finance Committee for the management of the Trade Centre/Arena and in a co-ordinating capacity with the other two Boards.

(C) That the City Solicitor be requested to prepare the necessary Provincial Legislation in draft form, for consideration by the Interim Board and recommendation from the Interim Board to City Council for their approval:-

(i) To establish a new Corporation or amend an existing Corporation Charter for the management of Hamilton Place, the Convention Centre and the Trade Centre/Arena, and for the appointment of a fourteen member Board.

(ii) To provide for a wind up of such legal corporations as may be necessary.

(iii) The effective date for (a) and (b) will be determined in the legislation.

(iv) To retain the benefits of the various foundations for charitable purposes.

(D) That the Interim Board take the necessary steps to retain and possibly expand to the other two facilities the Hamilton Performing Acts Corporation sales tax exemption for certain productions.

(E) In accordance with the report of Mr. W. H. McFarland, Consultant, dated March 7, 1984, and as recommended by the Advisory Group, the City will provide purchasing, legal, personnel and financial services for the year 1984, and consideration will be given to the continuance of the purchase of all or part of these services from the City by the new Corporation.

(F) That when the Legislative approval has been received, the new Board may request the members of the Boards for Hamilton Place and the Convention Centre to continue to serve in an advisory capacity as a Committee to the Board for a period to be determined by the new Board.

(G) A budget, in the amount of $250,000.00 be approved for the Trade Centre/Arena project for the year 1984 in accordance with the detailed estimates attached to the report of Mr. W. H. McFarland, Consultant, dated March 7, 1984 and recommended by the Advisory Group.

NOTE: The following reports prepared by Mr. W. H. McFarland, in support of these recommendations, were previously forwarded to the members of City Council. Additional copies, if required, are available from the Secretary of the Parks and Recreation Committee.

- Summary of Events for Advisory Group dated January 1984.

- Report of February 10, 1984 which provided an estimate of the possible dollar savings under a single structure for Hamilton Place, Convention Centre and the Trade Centre/Arena

- Report of February 23, 1984 on the proposed organizational structure and responsibilities of the General Managers under a single Board (see Schedule 2 for the organization chart approved by the Advisory Group)

- Report of March 7, 1984 for details of the proposed 1984 Estimated Budget in the amount of $250,000.00.

2. With the adoption of Section 8 of the Second Report of the Parks and Recreation Committee, City Council, at its meeting on February 14, 1984, authorized the appointment of a Subcommittee to provide technical advice and coordination on all aspects of recreational planning affecting Pier 4 and the Westport Area. Further, Council authorized the Parks and Recreation Committee to make the citizen appointments to this subcommittee.

   In this regard the Committee wishes to advise of the appointment of the following:

   Maggie Fischbuch
   Don Granger
   Sharon Lehnert
   Alice Lupton
   Gil Simmons

3. That bus shelters not be provided on the south "Leg" of King Street East between Hughson Street and James Street, in connection with the Gore Park Redevelopment Programme.

4. Approval of the awarding of the following contracts for equipment rental for 1984 and 1985 for the Parks Division, Department of Public Works.

			RATE PER HOUR 1984	1985	
(a)	**E. HIBBARD & SONS LTD., HAMILTON**				
	Bulldozers -	Caterpillar D-7	30.00	30.00	
		John Deere #450	25.00	25.00	
	Loaders -	955-L Track	30.00	30.00	
(b)	**ALDERSHOT CONTRACTORS EQUIPMENT RENTAL, BURLINGTON**				
	Bulldozers -	Caterpillar D-5, 6 Way Blade	49.00	49.00	
(c)	**QUIGLEY CONTRACTING, HANNON**				
	Scrapers -	Euclid TS-14	72.00	72.00	
		Euclid TS-24	90.00	90.00	
	Graders -	Caterpillar Model 14	38.00	38.00	
(d)	**WOYTKIW HAULAGE LTD., HAMILTON**				
	Trucks -	16 Cu. Yd.	30.50	30.50	*
(e)	**JOHN VANDERKAMP CONTRACTING, MILLGROVE**				
	Trucks -	16 Cu. Yd.	30.00	30.00	*

(f) **CRAYFORD ENTERPRISES LTD., HANNON**

Backhoes -	580C	35.00	35.00	*

(g) **STUART FLETCHER EXCAVATING LTD., HAMILTON**

Bulldozers -	John Deere #450, Wide Track	45.00	45.00	
	John Deere #350	32.00	32.00	
Loaders -	610 Bobcat with Bucket	35.00	35.00	
Graders -	500 Gallion	40.00	40.00	
Backhoes -	580C	30.00	30.00	

(h) **G. F. MASON EXCAVATING, FRUITLAND**

Bulldozers -	Caterpillar D-6 with Ripper	48.25	50.50	
	Caterpillar D-7	52.00	54.00	*
	John Deere #450	34.75	36.50	*
Loaders -	Caterpillar 977	52.00	54.50	
	Caterpillar 941	34.75	36.50	
	John Deere	34.75	36.50	
	John Deere #450	34.75	36.50	
	7231B Terex	54.00	56.00	
Trucks -	8 Cu. Yd.	23.00	24.00	
	16 Cu. Yd.	29.00	30.50	
Graders -	Caterpillar Model 14	40.00	42.00	*
	Caterpillar Model 14, with Ripper	41.00	43.00	
	Huber Grader	31.50	33.00	
	500 Gallion	40.00	42.00	*
Backhoes -	MF50 Massey Ferguson	34.75	36.50	
	John Deere 310	34.75	36.50	
	580C	34.75	36.50	*
	680C	35.00	37.00	
Float -	35 Ton Truck Float	42.00	44.00	

NOTE: Lowest of 12 tenders, with additional back-up equipment indicated by *

5. Approval of the acquisition of the property at 199 Tragina Avenue North from Joseph Pomfert for the sum of $51,625.00. Option to be accepted on or before May 1, 1984. Cash on closing of sale which shall be on or before July 3, 1984.

NOTE: This property is required for parks and recreational purposes in connection with the development of the Homeside Priority One Park. Sufficient funds are available in Account No.0408-C16096 to provide for this acquisition.

6. Approval of the acquisition of the property at 40 Allan Avenue from John and Veronica McDonald for the sum of $48,800.00. Option to be accepted on or before April 17, 1984. Cash on closing of sale, which shall be on or before April 30, 1984.

   NOTE: This property is required for parks and recreational purposes in connection with the development of the Homeside Priority One Park. Sufficient funds are available in Account No.0408-C16096 to provide for this acquisition.

7. That permission be granted to the Joint Committee of Representatives of Buchanan Park and St. Vincent de Paul Schools to hold a bedding plant sale in Buchanan Park on Thursday, May 12, 1984 from 9:00 a.m. to 5:00 p.m.

8. (a) That the 1984 Grant to the Hamilton-Wentworth Creative Arts to conduct the 1984 Festival of Friends be increased in the amount of $4,000.00, specifically to meet and be utilized for costs related to the "User Pay Policy" relative to this organization's use of Gage Park for this year's Festival;

   (b) That commencing in 1985 any grant application incorporate such funds required specifically for this purpose;

   (c) That the Finance Committee be requested to recommend the method of financing this expenditure.

9. Approval of the appointment of the firm of Martin Hay and Associates, Inc., Walnut Street South, Hamilton, to provide professional advertising and promotional services for the 1984 Special Events, at a maximum fee of $3,000.00.

   NOTE: The proposal submitted by Martin Hay and Associates Inc. was the second lowest of three proposals submitted.

10. That leave be granted to introduce the following Bill:-

    (a) Bill B-3 - By-law to Expropriate lands for Redevelopment as a Park - (42 Allan Avenue, 208 Cope Street and 229 Weir Street North)

Respectfully submitted

ALDERMAN B. HINKLEY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

J. J. Schatz, Secretary
1984 March 29

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its **SEVENTH** Report for 1984, and respectfully recommends:

1. (a) That a $1,000.00 One-time Grant be made to the McMaster Sports Track Club, to assist this organization in defraying costs associated with its operating expenses.

   (b) That this grant be financed from Account No.0374-0198 - Unclassified Grants.

2. Section 13 of the Sixth Report of the Transport and Environment Committee makes reference to the disposal of the Hill Street Yard, and requests the Finance Committee to recommend the method of financing the costs which will be incurred in placing the site in a saleable position.

   In this regard the Finance Committee recommends that the estimated costs of $200,000.00 required to place this site in a saleable position be financed from the Reserve for Property Purchases Account 0280-02.

   NOTE: It is anticipated that the revenue derived from the sale of this property will more than adequately cover these expenses.

3. With the adoption of Section 8 of the Fourth Report of the Finance Committee, City Council, at its meeting on February 29, 1984, approved the request of **Food For All International Marathon (FAIM)** for endorsation of its efforts to increase the understanding by Canadians of the causes of hunger and the barriers Third World people face in becoming self-reliant in food production and distribution.

   The Finance Committee wishes to advise that it has since been advised of the dissolution of this organization and therefore it respectfully recommends that Section 8 of the Fourth Report of the Finance Committee, adopted by City Council on February 29, 1984, be rescinded.

4. That the ten COED Projects, as set forth in SCHEDULE "A" attached, involving the Public Works and Culture and Recreation Departments in the total amount of $624,761.00 be submitted to the Minister of Municipal Affairs and Housing within the Canada Ontario Employment Development Programme, for approval; the total cost of $624,761.00 to be financed by the Province and the City on the basis of $550,000.00 (88 per cent) by the Province and $74,761.00 (12 per cent) by the City of Hamilton.

   NOTE: For the information of the members of City Council, these projects were originally rejected by COED and the City subsequently submitted all the rejected COED programs, including these, to the Canada Works Program, Section 38, UIC Section. The Ministry of Municipal Affairs and Housing will only accept projects that were originally submitted to them in order to expedite this program within the very restricted time restraints.

5. That the required amount of $31,500.00 to purchase the necessary parts and materials to convert the existing equipment to the new rates in Off-Street Parking Lots be financed by a transfer from the Reserve for Off-Street Parking Account No.0280-14 to Account No.9321-0223 - Operating Supplies.

6. That a minimum rate of $70.00 per day be established for the use of the Old Library Building, 55 Main Street West, by commercial organizations.

7. Section 8 of the Sixth Report of the Parks and Recreation Committee makes reference to an increased grant of $4,000.00 to the Hamilton-Wentworth Creative Arts Inc., organisers of the Festival of Friends, and recommends that the Finance Committee be requested to recommend the method of financing this expenditure.

   In this regard the Finance Committee recommends that this expenditure be financed by an appropriate transfer from within the Special Events Account 0378-50.

8. Approval of the awarding of the following contract:

   BRADSHAW STRADWICK 1979 INC., WELLAND, ONTARIO

   Supply and delivery of Workmen's Clothing in accordance with specifications issued by the Director of Purchasing and Vendor's Tender as follows:

1215 Green Trousers at $10.18 each	$12,368.70
150 Short Sleeve Green Shirts at $8.58 each	1,287.00
500 Long Sleeve Green Shirts at $9.18 each	4,590.00
260 Green Overall Jackets at $12.38 each	3,218.80
200 Green Overall Pants at $16.81 each	3,362.00
190 Green Coveralls at $18.98 each	$3,606.20
	$28,432.70

   Ontario Sales Tax Extra

   NOTE: Lowest of 4 acceptable tenders

9. That the Corporation of the City of Hamilton exercise its option for the supply and delivery of stationery requirements by **Cloke and Sons Ltd., Hamilton,** for an additional twelve (12) month period commencing April 1984, and terminating March 31, 1985.

   NOTE: With the adoption of this resolution City Council is exercising its option to renew this contract for a second year. Cloke and Sons' tender was the lowest of three acceptable tenders when received in 1983. The total amount of this Contract varies, depending on the City's requirements, which in 1983 amounted to approximately $56,000.00.

Respectfully submitted,

J. J. Schatz, Secretary
1984 April 5

ALDERMAN P. J. PETERSON, CHAIRMAN
FINANCE COMMITTEE

Schedule "A"

City of Hamilton
Treasury

Summary of the Projects included in the Canada/Ontario Employment Development (COED) Program for the City of Hamilton, as submitted relative to a Special Allotment of Funds Announced by the Province in late March 1984

Priority Number (1)	Project Number (2)	Department and Project Name (3)	Number of Workers (5)	Total Number of Work Weeks (6)	Payroll (7)	Other Costs (Including Employee Benefits) (8)	Total Costs (5+6) (9)	COED Funding (10)	City Cost (11)
5		**Public Works**							
		Parks Division							
	390-9	Repair & Painting of Park Fixtures	12	132	39,600	11,630	51,230	45,600	5,630
	390-6	Park Development	12	132	39,600	13,730	53,330	47,470	5,860
	390-10	Clean Up of Parks	18	198	59,400	19,855	79,255	70,500	8,755
		Sub-Total Parks Division	42	462	138,600	45,215	183,815	163,570	20,245
		Cemetery Division							
	390-14	Repairing Park Like Area	40	440	132,000	56,720	188,720	168,000	20,720
	390-31	Repairing Monument Bases	9	99	29,700	7,104	36,804	32,900	3,904
		Sub-Total Cemetery	49	539	161,700	63,824	225,524	200,900	24,624
		Streets Division							
	390-16	Cleaning Beach Areas	8	88	26,400	15,360	41,760	35,200	6,560
	390-17	Cleaning Alleyways	7	77	23,100	10,518	33,618	30,800	2,818
	390-20	Water Courses	16	176	52,800	21,450	74,250	60,970	13,280
	390-21	Cleaning City Owned Properties	7	75	22,500	7,830	30,330	27,000	3,330
		Sub-Total Streets Division	38	416	124,800	55,158	179,958	153,970	25,988
8		**Culture and Recreation**							
	390-26	Playground Equipment Inspection	9	99	29,700	5,764	35,464	31,560	3,904
		Sub-Total Culture & Recreation	9	99	29,700	5,764	35,464	31,560	3,904
		Grand Total	**138**	**1,516**	**454,800**	**169,961**	**624,761**	**550,000**	**74,761**
							100.0%	**88%**	**12%**

1984 April 3
BLH/ae

SCHEDULE "A" referred to in Item 4 of the 7th Report of the Finance Committee

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To The Corporation of The City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **SIXTH** Report and respectfully recommends:

1. (a) That approval be given to **Zoning Application 84-09, The Regional Municipality of Hamilton-Wentworth, owner,** to establish modifications to the Zoning regulations applicable to the property located at #37 Kilbride Road, as shown on the attached plan marked as APPENDIX "A" on the following basis:

That the "M-15" (Prestige Industrial) District provisions of By-law No. 6593 applicable to the subject lands be modified to include the following variances and restrictions:

i) that notwithstanding Section 17G(1) a municipal solid waste transfer station shall be permitted as a public use.

ii) that notwithstanding the provisions of Section 18(4)(iv) of By-law No. 6593 outside waste disposal bins shall be permitted in the required front yard.

iii) that notwithstanding the provisions of Section 2(2)J.(xa) Sections 17G(2)(e) and 17G(2)(h) of By-law 6593, outside waste disposal bins shall be permitted in the required front yard and the required landscape area.

iv) that the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-863, and that the subject land on Zoning District Maps E-49E and E59-E be notated S-863.

v) that the City Solicitor be directed to prepare a By-law to amend Zoning By-law 6593 and Zoning District Maps E-49E and E59E; and;

vi) That the proposed change in Zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(b) That the conditions of sale of the property from the City of Hamilton to the Regional Municipality of Hamilton-Wentworth be amended to permit the outside storage of waste material on the site in storage bins.

Explanatory Note - The purpose of the By-law is to permit the placement of portable outside waste disposal bins in the front yard, just outside the entrance gate and on both sides of the Kilbride Road exit to the Solid Waste Transfer Station, to provide the public with waste disposal service, after normal operating hours. The By-law also amends the "M-15" District by making the Waste Transfer Station a legal conforming use as opposed to its current status as a legal non-conforming use.

2. That approval be given to **Zoning Application 84-06, Joseph A. Maziarz on behalf of Jay Rosenblatt In Trust, owner,** to establish a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs,

etc.) District modified, for property located at 17-21 East Avenue South, as shown on the attached plan marked as APPENDIX "B", on the following basis:

(a) That approval be given to Official Plan Amendment No. 16 to establish a site specific text amendment for the subject lands at 17-21 East Avenue South, to permit a 7-storey, 30-unit multiple dwelling, and that the City Solicitor be directed to prepare a by-law to adopt this Official Plan Amendment for submission to the Ministry of Municipal Affairs and Housing;

(b) That the subject land be rezoned from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District;

(c) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations applicable to the subject lands be modified to include the following variances:

i) That notwithstanding the provisions of subsection (3) of Section 11 of By-law No. 6593, only the following yards shall be required:

a) side yards having a width of at least 0.17 m.

ii) That notwithstanding the provisions of subsection (5) of Section 11 of By-law No. 6593, a maximum gross floor area of 3,065 m^2 shall be permitted, provided that the number of dwelling units shall not exceed 30.

iii) That notwithstanding the provisions of subsection (2) of Section 11 of By-law No. 6593, a maximum building height of 7 storeys or 20 m shall be permitted.

iv) That notwithstanding the provisions of subsection (6) of Section 11 of By-law No. 6593, a minimum landscaped area of 45% of the lot area shall be provided.

v) That notwithstanding subclause (xa) of clause J or subsection (2) of Section 2 of By-law No. 6593, a "landscaped area" shall be permitted one storey above grade level on the roof of the parking level.

(d) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-864, and that the subject land on Zoning District Map E-13 be notated S-864;

(e) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-13; and

(f) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of Official Plan Amendment No. 16.

Explanatory Note - The purpose of the by-law is to provide for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to permit the development of a 7-storey, 30-unit apartment building at 17-21 East Avenue South as shown on Zoning District Map E-13.

The by-law also provides for the following modifications as special requirements:

(a) that no front yard or rear yard shall be required;

(b) that side yards having a minimum width of 0.17 m shall be provided;

(c) that a maximum gross floor area of 3,065 m^2 shall be permitted;

(d) that a maximum of 30 residental dwelling units shall be permitted;

(e) that a minimum landscaped area of 45% of the lot area shall be provided;

(f) that the required landscaped area shall be permitted one storey above grade; and

(g) that a maximum building height of 7-storeys 20 m (65.6') shall be permitted.

3. That approval be given to **City Initative 83-J** to amend By-law No. 6593, as amended by By-law No. 83-226, by modifying the "DE" (Low Density Multiple Dwellings) District zoning applicable to property located at 1388 Barton Street East, as shown on the attached plan marked as APPENDIX "C", on the following basis:

   (a) That the "DE" (Low Density Multiple Dwellings) District regulations as applied to the subject lands by By-law No. 83-226, be modified to include the following variance;

      i) That notwithstanding the provisions of subsection (1) of Section 10A of By-law No. 6593, a hairdressing establishment shall be permitted subject to the provisions of Section 14 of By-law No. 6593.

   (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-837a, and that the subject land on Zoning District Map E-63 be notated S-837a.

   (c) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593, as amended by By-law 83-226, and Zoning District Map E-63, and make application to the Ontario Municipal Board for approval without the requirement for circularization.

   (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

   Explanatory Note - The purpose of the By-law is to provide for a modification to the "DE" (Low Density Multiple Dwellings) District regulations applicable to property located at No. 1388 Barton Street East, as shown on Zoning District Map E-63, in order to permit a hairdressing establishment.

   The subject lands were rezoned to the "DE" District by By-law No. 83-226 (awaiting O.M.B. approval) which implemented the Homeside Neighbourhood Plan.

4. (a) That approval be given to **Zoning Application 84-02, McNally Bros. (1965) Limited, owner**, to establish a change in Zoning from "AA" (Agriculture) District to "A" (Conservation, Open Space, Park and Recreation) District, "C"

(Urban Protected Residential, etc.) District and "DE-3" (Multiple Dwellings, north of Greenhill Avenue, as shown on the attached plan marked as APPENDIX "D" on the following basis:

i) That the lands described as Block 1 be rezoned from "AA" (Agriculture) District to "C" (Urban Protected Residential, etc.) District;

ii) That the lands described as Block 2 be rezoned from "AA" (Agriculture) District to "DE-3" (Multiple Dwellings) District;

iii) That the lands described as Block 3 (ravine lands) be rezoned from "AA" (Agriculture) District to "A" (Conservation, Open Space, Park and Recreation) District;

iv) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of Zoning By-law No. 6593 applicable to the lands described as Block 1 be modified to include the following variance as a special requirement.

a) that notwithstanding the provisions of Sections 9(3)(ii) and (iii) of Zoning By-law No. 6593 no building or structure, except a fence, shall be located less than 7.6 metres from the boundary of the lands described as Block 3 as shown on the attached plan marked as APPENDIX "D".

v) That the "DE-3" (Multiple Dwellings) District regulations as contained in Section 10C of Zoning By-law No. 6593 applicable to the lands described as Block 2 be modified to include the following variances as special requirements:

a) That the multiple family development shall not exceed 138 dwelling units.

b) That notwithstanding the provisions of Sections 10C(3)(ii) and 10C(3)(iii) of Zoning By-law No. 6593 no building or structure, except a fence, shall be located less than 7.6 metres from the boundary of the lands described as Block 3 as shown on the attached plan marked as APPENDIX "D".

vi) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-865, and that the subject lands (Blocks 1 and 2) on Zoning District Maps E-87 and E-88 be notated S-865.

vii) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Maps E-87 and E-88;

viii) That the proposed change in zoning is in conformity with the Official Plan;

ix) That the Red Hill Neighbourhood Plan be amended accordingly.

(b) That approval of the subject Zoning By-law be withheld until:

i) such time as the City and the Region of Hamilton-Wentworth recover the costs for services along Montmorency Drive;

ii) The limits of the lands being rezoned to an "A" (Conservation, Open Space, Park and Recreation) District, shown as Block "3" on the attached APPENDIX "D", have been determined by a survey line established in the field to the satisfaction of the Hamilton Region Conservation Authority.

Explanatory Note - The By-law provides for changes in zoning for the lands shown on the attached Zoning District Maps E-87 and E-88 on the following basis:

Block 1- from "AA" (Agriculture) District to "C" (Urban Protected Residential, etc.) District to permit single-family residential development;

Block 2- from "AA" (Agriculture) District to "DE-3" (Multiple Dwellings) District to permit low density apartment development which shall not exceed 138 dwelling units.

Block 3- from "AA" (Agriculture) District to "A" (Conservation, Open Space, Park and Recreation) District for open space purposes.

In addition, the By-law provides for a modification to the "C" (Urban Protected Residential, etc.) District and the "DE-3" (Multiple Family Dwellings) District to prohibit buildings or structures, except for fences, to be located closer than 7.6 metres to the boundary of the "A" (Conservation, Open Space, Park and Recreation) District lands shown as Block 3.

5. That **Zoning Application 84-10, Tyka Investments Ltd., owner,** to establish a modification to the zoning regulations applicable to the property located at No. 166 Mountain Park Avenue to permit the following:

(a) an increase in the gross floor area of the apartment building now under construction from 1,631 m^2 to 1,725 m^2; and

(b) an increase in the number of apartment units from the permitted 11 units to 12 units.

be denied for the following reason:

It is considered that this zoning application is not in the interest of proper planning and development.

6. That the draft approvals for the **Thorner Survey No. 3 (Regional File No. 25T-76049), Hillside Terrace (Regional File No. 25T-77018), Aspen Estates (Regional File No. 25T-76045), Mohawk Gardens Phase 3 (Regional File No. 25T-79036)** and **Aquila Place (Regional File No. 25T-79002)** subdivisions, be recommended to the Region for one (1) year extensions.

7. **Energy Efficient Family Housing Development - Ryerson School Site Project**

That the following date stated in the Contract of Purchase and Sale between the Corporation of the City of Hamilton and Miraletto Holdings Limited be amended accordingly:

The issuance of building permit (Schedule "C", Item 1) from March 20, 1984 to April 16, 1984.

Explanatory Note - The City Solicitor's Office received a letter, dated March 6, 1984, from Mr. A. Scholes (Weisz & Associates) advising us that his client, Miraletto Holdings Limited, will have all plans of the Ryerson project submitted to the City of Hamilton Building Department by March 12, 1984.

Mr. Scholes confirmed over the phone that if the building permit is issued before April 16, 1984, the Ryerson development project will proceed as scheduled (i.e. as approved by the Planning and Development Committee, January 11, 1984).

8. Having held a public meeting to receive and consider input from various private non-profit housing corporations and other interested groups and organizations regarding the establishment of a Municipal Non-Profit Housing Corporation, the Planning and Development Committee respectfully recommends:

   (a) That City Council approve in principle the establishment of a Municipal Non-Profit Housing Corporation;

   (b) That the City utilize the $5,000. start-up grant to hire a consultant to conduct the Best Buy Analysis, Procurement Technique, approach to loan lenders, and incorporation of the Municipal Non-Profit Housing Corporation as the first steps in establishing a municipal non-profit housing project; and,

   (c) That the decision to proceed with the production of non-profit units be reviewed again by Council once the Corporation is established.

   Explanatory Note - The Municipal Housing Statement Update identified a need for 556 additional assisted housing units, of which 139 would be rent geared to income over the next three years. The Municipal Non-Profit Housing Program can provide the units and also can assist the City to meet other housing objectives and needs at little or no cost to the local taxpayer.

9. That leave be granted to introduce the following bills:

   (a) Bill D-31- By-law to establish Site Plan Control Respecting Lands Within and Surrounding Lloyd D. Jackson Square.

   (b) Bill D-39- By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 75 Queenston Road.

   (c) Bill D-40- To Establish Site Plan Control Respecting Land Located at Municipal No. 75 Queenston Road.

   (d) Bill D-41- By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 1245 Upper James Street.

   (e) Bill D-42- By-law to Repeal By-laws No. 75-61 and 75-174 Respecting Setback of Buildings Below Escarpment.

   (f) Bill D-43- By-law to Change the Name of Edward Street to Solidarnosc Place.

(g) Bill D-44- By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 968 Main Street West.

(h) Bill D-45- By-law to Establish Site Plan Control Respecting Land Located at Municipal No. 968 Main Street West.

(i) Bill D-46- By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 96 Locke Street South.

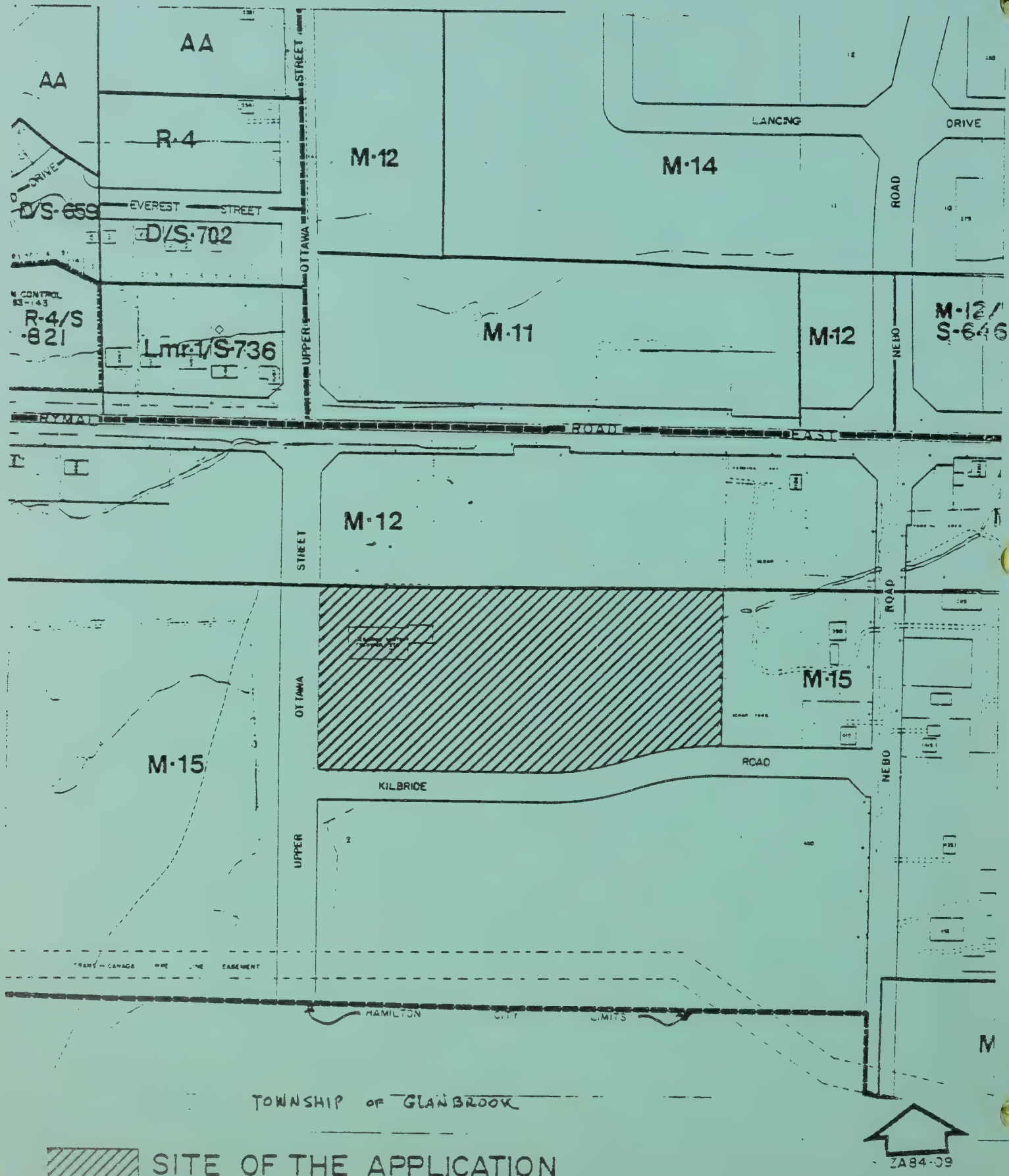
(j) Bill D-47- By-law to Amend Zoning By-law 83-226 Respecting Land in the Homeside Neighbourhood Located at Municipal No. 1388 Barton Street East.

(k) Bill D-48- By-law to Confirm Proceedings of the Council of The Corporation of The City of Hamilton.

Respectfully submitted,

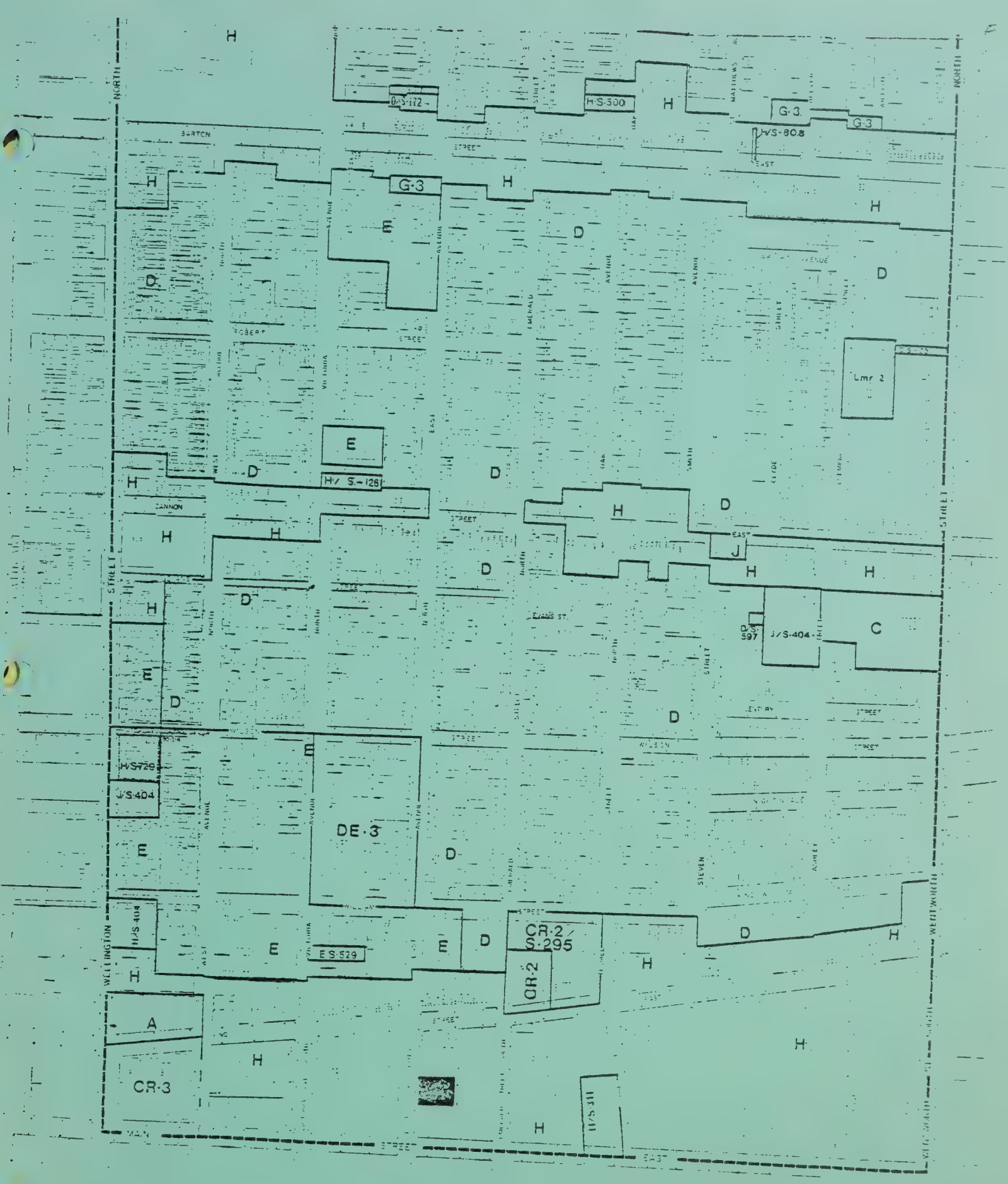
Alderman W.M. McCulloch, Chairman

JDT/sma
March 28, 1984.



APPENDIX "A" as referred to in Item 1 of the Sixth Report of the Planning and Development Committee.

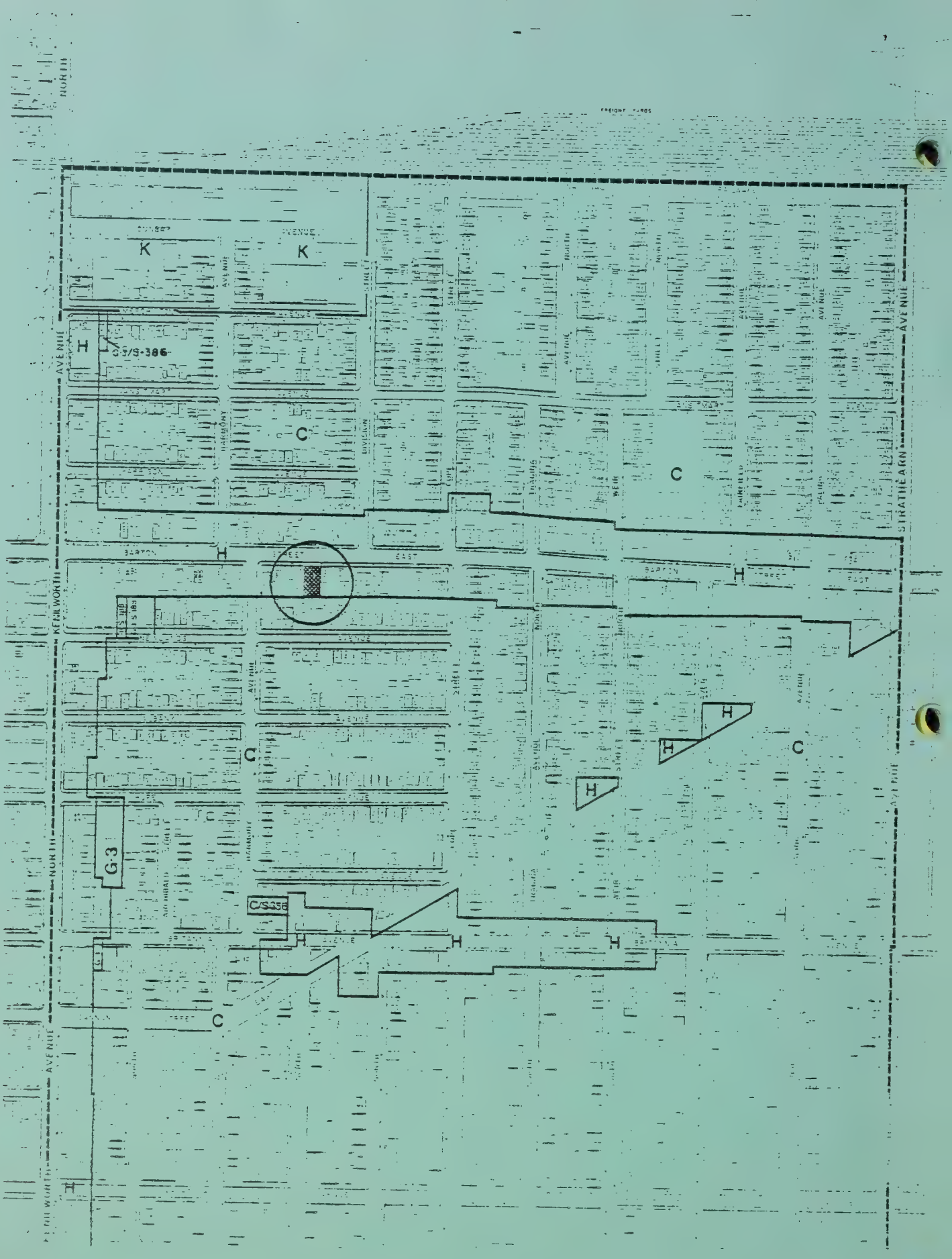
A



SITE OF THE APPLICATION

APPENDIX "B" as referred to in Item 2 of the Sixth Report of the Planning and Development Committee.

B

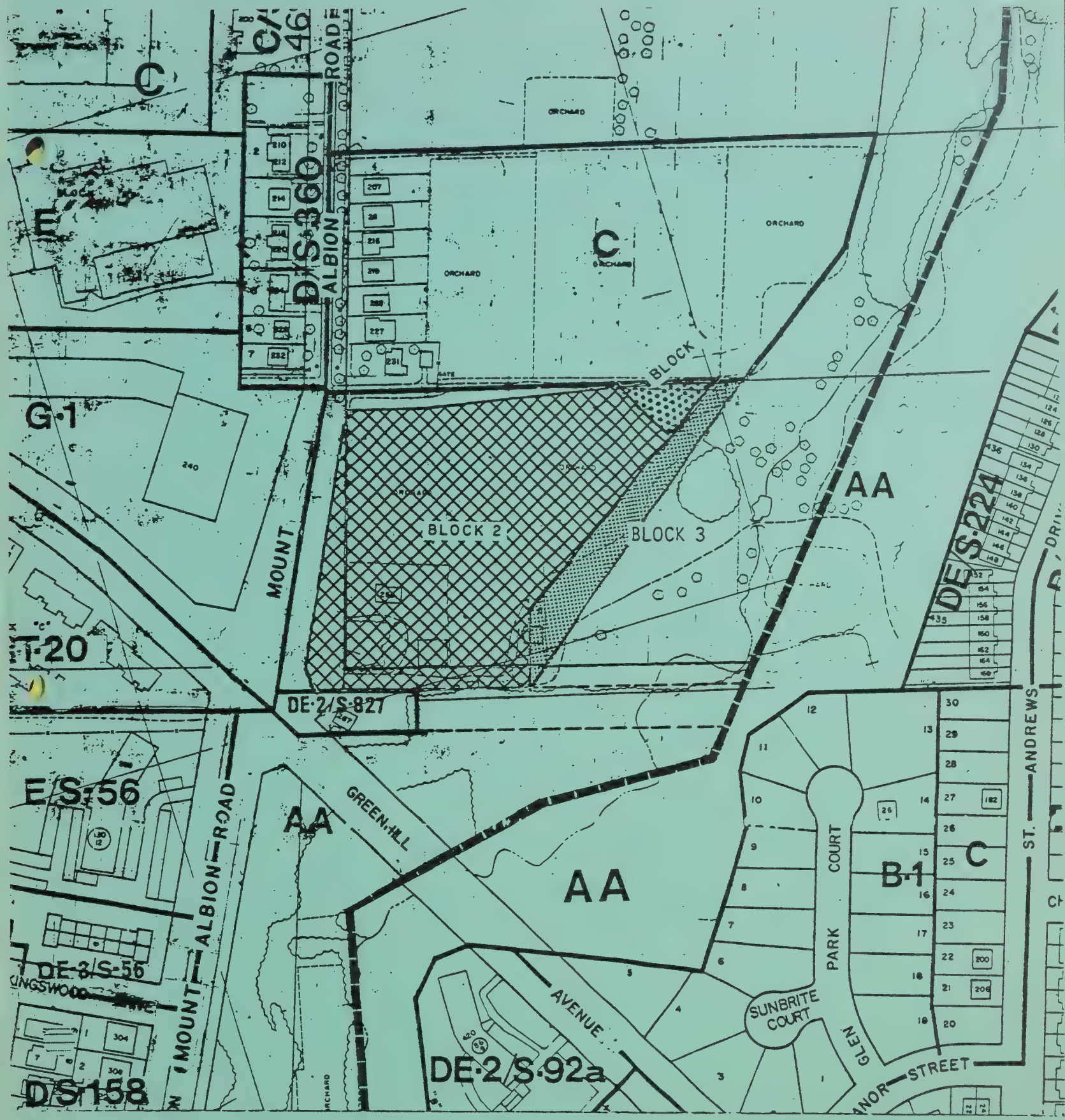


SITE OF THE APPLICATION

APPENDIX "C" as referred to in Item 3 of the Sixth Report of the Planning and Development Committee.

APPENDIX "C"

C



Legend:

Proposed change in zoning from "AA" (Agricultural) District to:

ZA84-02

BLOCK 1 — "C" (Urban Protected Residential, etc.) District

BLOCK 2 — "DE-3" (Multiple Dwellings) District

BLOCK 3 — "A" (Conservation, Open Space, Park and Recreation) District.

APPENDIX "D" as referred to in Item 4 of the Sixth Report of the Planning and Development Committee.

D

E

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To The Corporation of The City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **SEVENTH** Report for 1984 and respectfully recommends:

1. That the Mayor and City Clerk be authorized to execute, on behalf of The Corporation of The City of Hamilton, an agreement dated April 3, 1984 between the City of Hamilton, Lakeview Development Ltd. and Citibank Canada amending Development Agreement dated November 19, 1981 and Ground Lease dated May 3, 1983, with Lakeview Development Ltd. with respect to the Hamilton Sheraton Hotel Project attached hereto as APPENDIX "A".

2. (a) That, in respect of the Downtown Hamilton Action Plan, du Toit Associates Ltd., dated 1983 January and, the financial requirements for completion of the implementation of the "Conceptual Streetscape Masterplan - Gore Park Area", an amount of seven hundred fifteen thousand dollars ($715,000) be provided in the 1984 Capital Budget, for implementation in 1984 - including design and construction supervision - of:

   (i) King Street (south "leg"), between Hughson and James Street;

   (ii) The "Gore Extension", on the south side of King Street, between Catharine and John Street (adjacent to the Royal Connaught Hotel); and,

   (iii) The "Streetscape Development", James to Mary Street, on both sides of King Street (e.g., trees, benches, waste receptacles, bicycle stands, etc.); and,

   (b) That, the Agreement dated 1983 December 12, between The Corporation of The City of Hamilton and those Associates carrying on the practice of landscape architecture as Moorhead Fleming Corban McCarthy, be amended by supplementary Agreement, satisfactory to the City Solicitor, to provide for the detailed design, tendering and construction supervision of those works described, generally, in subsections (ii) and (iii) of (a), above;

   (c) That, the Mayor and City Clerk be hereby authorized to execute, on behalf of the City Corporation, the supplementary agreement to which reference is made in (b), above; and,

   (d) That, the Director of Community Development be hereby authorized and directed to make application to The Minister of Municipal Affairs and Housing, pursuant to the provisions of the Commercial Area Improvement Programme (C.A.I.P.), for financial assistance, in the form of grants and loans, to aid in financing the cost of those works to which reference is made in subsections (i), (ii) and (iii), Section (a), above.

Explanatory Note - For the information of the Members of City Council, the present Agreement with the firm of Moorhead Fleming Corban McCarthy - in addition to providing for the detailed design, tendering and construction supervision of the new Gore Park, proper - provides for review, and conceptual recommendations respecting the "Gore Extension" and the entire Streetscape Development, from James Street to Mary Street. Having now developed acceptable design concepts, it is appropriate to contract further, with the consultants, in order that these may be appropriately designed in detail, tendered and the supervision of the construction of same be adequately carried out.

This recommendation to further retain the firm of Moorhead Fleming Corban McCarthy, Landscape Architects, is further to, and in refinement of Sections 1., the TWENTY-SIXTH Reports for 1983 of The Parks and Recreation, and Planning and Development Committees, adopted by City Council at its meetings held 1983 November 29 and 1983 December 16, respectively.

For the further information of the Members of City Council, pursuant to the provisions of the Commercial Area Improvement Programme (C.A.I.P.) the Province of Ontario may finance fifty percent (50%) of the cost of the project, to a maximum contribution of five hundred thousand dollars ($500,000); one third of which (i.e., $166,000) may be a grant - if utilized for "soft services" (e.g., the Gore Park Extension) - with the balance being a loan at one half the rate of interest at which the Province borrows.

3. (a) That provision for funding the implementation of the 2nd, 3rd and 4th Priority Actions (Phases) of the Downtown Hamilton Action Plan - including the "banner" and "gateway treatment" programme - at an estimated gross cost of four million, six hundred sixty one thousand dollars ($4,661,000); which amount includes ten percent (10%) for design, and construction supervision and, further provides for inflationary increases from 1984 through 1988, be referred to the Capital Budget Committee for inclusion in the 1984 to 1988 Capital Budget;

(b) That the "2nd Priority" implementation measures of the Downtown Hamilton Action Plan, as received by City Council at its meeting held 1983 January 11, be approved, in principle, by City Council;

(c) That, subject to the action of the Capital Budget Committee and, subsequently, City Council in rrespect of (a), above, moneys be provided for implementation of the "2nd Priority" measures of The Plan, at an estimated gross cost, including design and construction supervision of one million, six hundred three thousand dollars ($1,603,000); eight hundred seven thousand dollars ($807,000) in 1984; and, seven hundred ninety six thousand dollars ($796,000) in 1985, adjusted to "expenditure-year-dollars"; and,

(d) That the "2nd Priority" implementation measures be circulated to the appropriate City, and Regional Committees and, subsequently, their respective Councils for approval in principle and, requesting co-operation in the work required.

Explanatory Note - For the information of the Members of City Council, the "2nd Priority" implementation measures of the Downtown Hamilton Action Plan involve:

- Streetscape treatment to King Street East, between Mary and Wellington Streets;

- Streetscape treatment to James Street between Main and Vine Streets, exclusive of that section adjacent to Gore Park;

- Streetscape treatment to King William Street, between James and John Streets; and,

- The "banner programme" for all areas being implemented in 1984.

In 1984, improvements to King Street East will be implemented and, in 1985 - providing time for a decision to be made in respect of re-routing buses from the south leg of The Gore - improvements to King William Street and James Street will proceed.

4. That the Department of Community Development be directed to process a Designated Property Grant to Mr. M.P. McLaughlin, 95 Arkledun Avenue, in the amount of $1,600.

5. That the Building Commissioner be authorized to issue Demolition Permits for the demolition of residential buildings as outlined below for which application has been processed through the Building Department and the Planning and Development Committee:-

115 West Avenue South
1 Douglas Avenue
3 Douglas Avenue

6. That the City Solicitor be authorized and directed to prepare a by-law to rescind By-law No. 83-70, dated February 22, 1983, which was for compliance of an Order dated April 10, 1981, for the demolition of the building and removal of the demolition debris and level the lands at 564 Woodward Avenue pursuant to subsection 21 of section 43 of The Planning Act, R.S.O. 1980, Chapter 379 as the Order dated April 10, 1981 is now in compliance.

7. That the City repurchase property on Stone Church Road East being Part 5, Plan 62R-1174 containing .961 acres duly executed by Cortina Tile and Mosaics Co. Limited on March 14, 1984 and scheduled for closing on or before May 28, 1984.

This property has a frontage of 100 feet on the south side of Stone Church Road East by a depth of 418.57 feet and contains an area of .961 acres. The purchase price of $15,665 in accordance with Schedule "A", attached hereto as APPENDIX "B", is to be charged to account 0280-02.

8. That if the T. Eaton Company Limited do not proceed with the construction of a 50,000 sq. ft. commercial building on Parcel C by July 1st, 1984, then the City of Hamilton should take the necessary steps to compel Eatons to pay the City the $75,000 penalty payment as contained in the purchase agreement registered on July 7, 1978 (72611 LT).

9. Eleanor Gardens - Phase 5, Hamilton Cash Payment for 5% Parkland Dedication.

It is recommended that:

(a) Item 11 of the Planning and Development Committee Report 28-80, as adopted by City Council on September 30, 1980 be rescinded; and

(b) The Corporation of the City of Hamilton accept the sum of $6,129.56 as cash payment in lieu of 5% Parkland dedication in connection with "Eleanor Gardens - Phase 5" plan of subdivision.

Explanatory Note - These lands are located south of Stone Church Road between Upper Gage and Leaway Avenue in the Eleanor Neighbourhood, Hamilton.

10 That the City of Hamilton grant a right-of-way over City owned lands being Part 3 on Plan 62R-2592, to the north of 183 Centennial Parkway (proposed location of Journey's End Motel) to Hyjo Enterprises Limited, to permit access to rear lands on terms and conditions satisfactory to the City Solicitor.

Respectfully submitted,

Alderman W.M. McCulloch, Chairman

JDT/sma
April 4, 1984

THIS AGREEMENT dated as of the day of December, 1983.

AMONG:

CITIBANK CANADA, a Canadian Chartered Bank, having its head office at the City of Toronto, Province of Ontario,

(hereinafter called the "Bank"),

- and -

THE CORPORATION OF THE CITY OF HAMILTON, a municipal corporation,

(hereinafter called the "City"),

- and -

LAKEVIEW DEVELOPMENT LTD., a corporation continued under the laws of Canada,

(hereinafter called "Lakeview").

WHEREAS:

A. The City and Lakeview have entered into an agreement dated November 19, 1981, amended as of August 3, 1982 and amended by way of a closing agreement dated May 3, 1983, and further amended by way of an amending agreement dated July 29, 1983 (such agreement, as amended, being hereinafter collectively called the "Development Agreement") which provided, inter alia, for the construction of a hotel (the "Hotel") on the lands designated as Part 3 of the schedule annexed hereto and marked "A", the Development Agreement being registered in the Registry Office at Hamilton as Instrument No. ;

B. The City and Lakeview have entered into a lease agreement made as of May 3, 1983 and registered in the Registry Office at Hamilton as Instrument No. 271066 C.D., amended by way of an amending agreement dated July 29, 1983, which amending agreement was registered in the Registry Office at Hamilton as Instrument No. (such agreement of lease, as amended, being hereinafter called the "Ground Lease") pursuant to which the City, as lessor, leased the lands described in the schedule annexed hereto and marked "A" (the "Demised Premises"), to Lakeview, as tenant, and pursuant to which Lakeview, as sub-lessor, is obliged, by Section 22.14 of the Ground Lease, to execute a sublease of the parking area shown on the schedule annexed to the Ground Lease and marked "C", to the City, as lessee, at such time as an appropriate reference plan is prepared properly identifying the parking area;

C. Lakeview and the Bank have entered into an agreement (the "Loan Agreement") made as of the 1st day of November, 1983, which provides, inter alia, for the Bank to make certain loans available to Lakeview in order to finance construction of the Hotel and in order to provide permanent financing for the Project (as that term is defined in the Loan Agreement);

D. Lakeview, as contemplated by the Development Agreement and the Ground Lease, has agreed with the Bank, in accordance with the Loan Agreement, to grant a mortgage of its interests in the Ground Lease to the Bank without in any way whatsoever requesting or causing the interests of the City, as owner of the fee simple estate of the lands described in the Schedule annexed to the Ground Lease, to subordinate such estate to the interests of the Bank;

APPENDIX "A" as referred to in Item 1 of the Seventh Report of the Planning and Development Committee.

03/04/84

E. Lakeview and the City have each agreed, in accordance with the terms, covenants and conditions of the Development Agreement and the Ground Lease, to co-operate with each other and to act reasonably in consenting to and/or approving such amendments to the Development Agreement and/or the Ground Lease as may be reasonably required by either Lakeview or the City in order that Lakeview may commence and complete construction of the Hotel, including such amendments to the Development Agreement and/or the Ground Lease as may reasonably be required in the formulation of any financial plan for the construction of the Hotel;

F. The parties hereto wish to record herein their respective rights and obligations arising from and out of this Agreement;

G. Unless there is something in the subject matter inconsistent therewith or unless otherwise defined herein, all capitalized expressions used herein have the meanings ascribed thereto in the Loan Agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the mutual covenants and obligations herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto covenant and agree to and with each other as follows:

ARTICLE I

STATUS OF GROUND LEASE AND DEVELOPMENT AGREEMENT

1.01 Representations, Warranties and Covenants of Lakeview

Lakeview represents and warrants to the City that the terms, covenants and conditions of this Agreement do not and will not require the City, as lessor, to subordinate any of its fee simple estate of the lands described in the Schedule "A" annexed hereto to the interests of the Bank as mortgagee of the said lands under the provisions of the Loan Agreement and the Security Documents. The City acknowledges that, provided the Bank and the City enter into a Non-Disturbance Agreement with respect thereto in form acceptable to the City, its leasehold interest in the said lands as sub-lessee of the parking area of the Hotel, as more specifically set out in this Agreement, will be subordinated to the interest of the Bank as mortgagee of Lakeview's leasehold interest in the lands.

1.02 Representations, Warranties and Covenants of the City

The City represents and warrants to and in favour of the Bank as follows and hereby covenants and agrees to deliver to the Bank and Lakeview, contemporaneously with the execution hereof and within Seven (7) days of its receipt of a written request from the Bank or Lakeview to do so, a written statement certifying to the Bank and to Lakeview, as of the date of such statement, that:

(a) the Ground Lease is in full force and effect, unamended except for that certain amending agreement between the City and Lakeview dated July 29, 1983 and except for any other amendments herein;

(b) the rent and all other amounts payable by Lakeview to the City pursuant to the Ground Lease have been paid in full;

(c) the Development Agreement is in full force and effect, unamended except for that certain amending agreement dated as of August 3, 1982, and that certain closing agreement dated May 3, 1983, and that certain amending agreement dated July 29, 1983 and except for any other amendments herein;

(d) as of the date hereof, the estimated cost of constructing the items referred to in Section 5.01 of the Development Agreement is $2,450,000.00, the maximum amount which the

City is obligated to pay under Section 5.01 of the Development Agreement, the City has paid Lakeview the sum of $434,728.59 pursuant to the provisions of such Section and subject to the City Engineer determining and confirming the balance to be paid by the City under the provisions of Section 5.01 of the Development Agreement, the City is obligated to pay to Lakeview the further sum of approximately $2,015,271.41 upon completion of the construction of the items therein listed; and

(e) to the knowledge of the City no default has occurred pursuant to or under the Development Agreement or the Ground Lease, no event or circumstance has occurred and no condition now exists which will result, either immediately or with the lapse of time or giving of notice or both, in the occurrence or existence of an event of default under the Development Agreement or the Ground Lease or any document, instrument, agreement or other writing delivered or entered into by Lakeview with the City in connection with or pursuant to the Development Agreement or the Ground Lease.

1.03 Representations, Warranties and Covenants of Lakeview

Lakeview represents and warrants to and in favour of the Bank and the City as follows and hereby covenants and agrees to deliver to the Bank and the City, contemporaneously with the execution hereof and within Seven (7) days of its receipt of a written request from the Bank or the City to do so, a written statement certifying to the Bank and to the City, as of the date of such statement, that:

(a) the Development Agreement is in full force and effect, unamended except for that certain amending agreement dated as of August 3, 1982, and that certain closing agreement dated May 3, 1983, and that certain amending agreement dated July 29, 1983 and except for any other amendments herein;

(b) all payments required to be made by the City to Lakeview pursuant to the provisions of Section 5.01 of the Development Agreement have been paid in full to and including the date of the certificate; and

(c) no default has occurred pursuant to or under the Development Agreement and no event or circumstance has occurred and no condition now exists which will result, either immediately or with the lapse of time or giving of notice or both, in the occurrence or existence of an event of default under the Development Agreement or any document, instrument, agreement or other writing delivered or entered into by the City in connection with or pursuant to the Development Agreement.

1.04 Amendments

Lakeview covenants and agrees with and in favour of the Bank that it will not amend, alter, vary or assign the Development Agreement or the Ground Lease, including, without limitation, any amendment contemplated pursuant to the provisions of the Ground Lease, without the Bank's prior written consent first having been obtained.

1.05 Acknowledgements

The City hereby acknowledges and confirms that:

(a) the address for service upon the Bank specified in paragraph 5.02 hereof shall constitute, pursuant to Section 15.03 of the Ground Lease, the notice specifying an address for any notices to be given by the City to the Bank;

(b) the Bank is hereby approved as the mortgagee of the leasehold interest referred to in Section 5.04 of the Development Agreement; and

(c) the terms of the Loan Agreement and the principal amount of the Construction Loan in the sum of $14,000,000.00 are reasonable and that this confirmation and acknowledgment satisfies the requirement set out in sub-section 16.01 (c) of the Ground Lease.

ARTICLE II

MORTGAGES, CHARGES AND ASSIGNMENTS

2.01 Assignment of Development Agreement

Without in any manner whatsoever limiting the Bank's rights, remedies and recourses under the Loan Agreement and any Security Documents required under the Loan Agreement, the City hereby consents to and acknowledges that Lakeview may mortgage the Ground Lease to and in favour of the Bank and may assign to the Bank all of Lakeview's rights, benefits and title in and to the Development Agreement and Lakeview and the City hereby agree that, notwithstanding such mortgage and assignment, the Bank shall not, in any manner whatsoever, be responsible or liable for the obligations of Lakeview contained in the Ground Lease or the Development Agreement, except in the event that the Bank shall:

(a) in the case of Lakeview's covenants and obligations under the Ground Lease, take possession and control of the Demised Premises and the Hotel or otherwise take steps to enforce its security which have the effect of depriving Lakeview of the ability to fully perform these covenants and obligations, as provided in paragraph 16.01 of the Ground Lease; and

(b) in the case of Lakeview's obligations under the Development Agreement, in the event that the Bank enters into an agreement with the City as provided in paragraph 5.04 of the Development Agreement; and

(c) covenant with the City to perform all the obligations of Lakeview under the Ground Lease; and

(d) cure any default by Lakeview thereunder.

Lakeview acknowledges that, notwithstanding the Assignment to the Bank of its rights, benefits and title in and to the Development Agreement, the obligations of Lakeview, to the City, including those contained in Section 5.04 of the Development Agreement, shall remain in full force and effect.

2.02 Assignment of Performance Bond and Contract

Notwithstanding the provisions of Article 3.06 1(i) of the Development Agreement and the provisions of the Loan Agreement between the Bank and Lakeview, it is hereby understood and agreed that Lakeview shall assign to both the Bank and the City Lakeview's right as obligee of the 100% performance of contract bond for the construction of the Hotel and the construction contract (the "Construction Contract") with Pigott Construction Limited ("Pigott") for the construction of the Hotel, and the Bank and the City covenant and agree as follows:

(a) if Pigott should default in performing any one or more of its obligations under the Construction Contract, or should make a general assignment for the benefit of its creditors, or institute proceedings to subject itself to the Winding-Up Act or be adjudicated a bankrupt or insolvent or shall consent to the institution of bankruptcy or insolvency proceedings against it or shall file an appli-

cation or petition or answer or consent seeking reorganization or readjustment of its indebtedness under the Bankruptcy Act or the Companies' Creditors Arrangement Act or any law of Canada or any province thereof relating to bankruptcy or insolvency or shall consent to the filing of any such application or petition or shall consent to the appointment of a Receiver or a Receiver and Manager or if Pigott or its directors shall pass any resolution authorizing the dissolution or the winding-up of Pigott or if a receiver, interim receiver, trustee or liquidator or inspector or anyone with similar powers of all or substantially all of its property shall be applied for by it or appointed, or if a petition shall be filed, or if a judgment, decree or order shall be made by a court of competent jurisdiction, adjudging it a bankrupt or insolvent or subject to the provisions of the Winding-Up Act or the Bankruptcy Act or determining that proceedings for reorganization, arrangement, adjustment, composition, liquidation, dissolution or winding-up or any similar relief under the Bankruptcy Act or the Companies' Creditors Arrangement Act or any law of Canada or any province thereof relating to bankruptcy or insolvency have been instituted against Pigott (any of such events being hereinafter referred to as "Event" and collectively as "Events") and any such Event referred to herein remains unstayed or undischarged for a period of Thirty (30) days after written notice is given by either the Bank, Lakeview or the City demanding the removal thereof, then the Bank and the City may jointly enforce the 100% performance of contract bond and the Construction Contract, all in accordance with their terms; provided that if either the City, Lakeview or the Bank should neglect and/or refuse to enforce the 100% performance of contract bond and/or the Construction Contract within 90 days following the expiry of the said 30 days of the day of occurrence of any one or more of the Events set out in this sub-paragraph (a), then the other party (ie. either the City or the Bank) as such may be the case, shall be entitled to enforce the 100% performance of contract bond and/or the Construction Contract in such manner as such party shall so determine and the party neglecting and/or refusing shall automatically be deemed to have authorized the party to proceed with such enforcement; and

(b) if any one or more of the Events contained in sub-paragraph (a) herein shall relate to Pigott and if an event of default (as defined in the Loan Agreement) has occurred with respect to Lakeview, then, notwithstanding the assignment by Lakeview of the 100% performance of contract bond and the construction contract to both the Bank and the City, the City shall, upon written request of the Bank, release any and all of its interest therein such that the Bank shall be entitled to take such action as it may, in its absolute discretion, determine in enforcing or otherwise dealing with the 100% performance of contract bond and the construction contract.

ARTICLE III

NOTICE AND DEFAULT

3.01 Provisions of Article 15.00 of Ground Lease to Apply

The parties covenant and agree that the provisions of Article 15.00 of the Ground Lease are incorporated herein by reference and made a part hereof as if recited herein at length and are hereby declared to be enforceable by the Bank against the City in accordance with the provisions of said Article 15.00.

The parties specifically confirm and agree that the provisions of Article 15.00 of the Ground Lease shall override and prevail over the provisions of Article 5.04 of the Development Agreement.

3.02 Right of City to Terminate

Without limiting the generality of Section 3.01 hereof and notwithstanding anything to the contrary contained in the Ground Lease or the Development Agreement, as the case may be, the City covenants and agrees that it shall not exercise any of its rights or remedies provided for in Sections 4.01, 4.02 and 13.01 of the Ground Lease or in Sections 5.03 and 5.04 of the Development Agreement, in law or in equity, including, without limitation, the right to cancel or terminate the Ground Lease or the Development Agreement, nor shall it accept any surrender of the Ground Lease, nor shall it accelerate any basic rent, additional rent or other monies payable under the Ground Lease:

(a) unless and until:

(i) it has given Lakeview written notice (the "Notice") of the default, event or circumstance (the "Default") entitling it to exercise its rights or remedies and delivered to the Bank a copy of the Notice describing in reasonable detail the nature of the Default, the time period for curing such Default and the acts or steps to be taken in order to cure such Default;

(ii) Lakeview has failed or neglected to cure the Default described in the Notice within the time limited in the Ground Lease or in the Development Agreement, as the case may be, for curing such Default; and

(iii) the City has given the Bank further written notice that Lakeview has failed or neglected to cure the Default described in the Notice and the Bank has not cured such Default within a period of Ninety (90) days after receipt by the Bank of such further notice or within a reasonable period of time having regard to the nature of the Default;

or

(b) if the Bank becomes a mortgagee in possession or commenced foreclosure proceedings against its interest in the Project in accordance with the time requirements and the other provisions set out in sub-section 15.03(a) of the Ground Lease, unless the Bank has complied with all the provisions of Section 16.01 of the Ground Lease; or

(c) if the Bank has commenced any power of sale or other provision for the disposition of its interests in the Project, provided that the Bank and any purchaser or assignee shall comply with the time requirements and the other provisions set out in sub-section 15.03(a) of the Ground Lease, unless the Bank has complied with all of the provisions of the Ground Lease.

The City acknowledges that it shall not, as against the interest of the Bank, be entitled to accelerate or accelerate any of the basic rent, additional rent or other monies payable under the Ground Lease.

3.03 Lakeview May Not Terminate Without Consent

Lakeview hereby covenants and agrees with the Bank that notwithstanding its rights and remedies in the Ground Lease or the Development Agreement, in law or in equity, it shall not terminate, surrender or assign the Ground Lease or the Development Agreement without the prior written consent of the Bank.

3.04 First Right to Cure Default

The City covenants and agrees that if the Bank and the Hotelier (as that term is defined in the Ground Lease) are given the right, pursuant to the Ground Lease, to cure a default for non-performance by Lakeview, the City shall first give the Bank the sole and exclusive right to cure such default for a period of Thirty (30) days following the receipt of the notice required to be given by the City pursuant to the Ground Lease, including, without limitation, sub-section 15.03 thereof. If, within the Thirty (30) day period hereinbefore provided, the Bank does not notify the City that it intends to cure such default, then both the Bank and the Hotelier shall have the rights provided to them pursuant to the Ground Lease to cure such default.

ARTICLE IV

INSURANCE

4.01 Loss Payee

Without in any way limiting the generality of sub-section 4.06 (e) of the Ground Lease, all policies of property insurance shall be written in the names of the City, Lakeview and the Bank as named insured and shall be payable to the named insured as their respective interests may appear.

4.02 Sub-section 4.06 (g) of Ground Lease to Govern

The parties acknowledge and agree that sub-section 4.04 (k) of the Development Agreement has been superceded and replaced by sub-section 4.06 (g) of the Ground Lease, provided, however, that nothing herein contained shall relieve Lakeview from its obligations to make good any deficiency in the event that any insurance proceeds received are insufficient to pay for the completion of whatever repairing, rebuilding and reinstating is required pursuant to the Ground Lease.

4.03 Damage or Destruction

Notwithstanding the provisions of Sections 4.06(e), 4.06(g) and 6.05 of the Ground Lease and Section 4.01 hereof, the City and Lakeview hereby agree that the Bank has the right, but not the obligation, to require all insurance proceeds payable in respect of any damage or destruction to the Improvements be paid to the Bank to the extent of the indebtedness then owing by Lakeview to the Bank.

4.04 Termination of Ground Lease Upon Destruction

Lakeview agrees with the Bank that it will not exercise its option to terminate in the event of a destruction referred to in subsections 6.05 (c) or (d) of the Ground Lease, unless and until all amounts owing by Lakeview to the Bank are paid in full.

ARTICLE V

NOTICES AND APPROVALS

5.01 Requisite Approvals Under Ground Lease and Development Agreement

The City and Lakeview acknowledge that all consents, orders and approvals required with respect to the Ground Lease and referred to in Section 2.02 thereof and with respect to the Development Agreement and referred to in Section 2.02 thereof have been obtained, except for those enumerated in Schedule " " annexed hereto. The City and Lakeview agree that they shall forthwith notify the Bank in writing of any decision resulting from any hearing, proceeding or other application instituted to obtain such consent, order or approval.

5.02 Delivery of Notices to Bank

All notices required or permitted to be given by either party to the Ground Lease or the Development Agreement to the other of them shall simultaneously be given to the Bank in accordance with Section 7.01 herein.

5.03 Bank to Receive Notice of Default

The City agrees that it will give to the Bank written notice of any default by Lakeview under the Ground Lease or the Development Agreement. Lakeview agrees that it will deliver to the Bank written notice of any default by the City under the Ground Lease or the Development Agreement.

5.04 City to Receive Notice of Default

The Bank agrees that it will give to the City written notice of any default by Lakeview under the Loan Agreement and/or any security documents executed by Lakeview in favour of the Bank arising from and out of the Loan Agreement.

ARTICLE VI

MISCELLANEOUS

6.01 Attornment

The City hereby acknowledges that, upon receipt by the City of a Non-Disturbance Agreement, in form and content of same attached hereto as Schedule "B", duly executed by the Bank, the sublease referred to in Section 22.14 of the Ground Lease and all of the rights of the City thereunder are, and at all times, shall be subject and subordinate to the Mortgage of the Ground Lease granted by Lakeview to the Bank, including all renewals and extensions thereof. Upon request of the Bank, provided the City is in receipt of said Non-Disturbance Agreement, the City shall, as sub-lessee, attorn to the Bank and any purchaser of the Bank's interest upon a foreclosure or sale of the Ground Lease or the Improvements.

6.02 Bank to Hold Insurance Proceeds

The City and Lakeview hereby agree that the financial institution referred to in sub-section 4.06 (g)(v) of the Ground Lease shall be the Bank, at its head office at Toronto, Ontario, unless otherwise agreed to.

6.03 Commencement of Construction

The City and Lakeview hereby confirm the commencement of construction of the Project on the 3rd day of August, 1983 and that Lakeview is required to complete the Project on or before the 3rd day of August, 1985.

6.04 Extended Meaning of Reasonable Time

The City hereby acknowledges that the "reasonable time" referred to in Section 5.04 of the Development Agreement shall not be less than Three (3) months.

6.05 Erection of Signs

The City agrees that the Bank shall have the right to erect and maintain a sign indicating that the Bank is providing construction and permanent financing to Lakeview at a location on or in the Project and in such dimensions as is acceptable to the City. The Bank and Lakeview confirm that the provisions of the Loan Agreement respecting the erection and maintenance of a sign shall continue to apply.

6.06 Conditions in Development Agreement

The City acknowledges that each of the conditions set out in Section 3.06 of the Development Agreement, including, without limitation, the approval of the Plans (as such term is defined in the Development Agreement) or the approval of the Final Working Drawings and Specifications for the Improvements (as those capitalized expressions are defined in the Development Agreement) and each of the provisions set out in subparagraphs (a) to (e), inclusive, of Section 3.01 of the Development Agreement have been satisfied, fulfilled and fully performed by Lakeview except for those items enumerated on Schedule "C" annexed hereto and the City shall, from time to time, within Seven (7) days of its receipt of a written request from the Bank or Lakeview, deliver to the Bank and Lakeview a written statement certifying the then status of the items enumerated on Schedule "C" hereto.

6.07 Termination of Bank's Rights

The rights and obligations of the Bank under this Agreement shall cease at such time as the Bank has been repaid in full for any monies advanced by the Bank to Lakeview and accrued interest thereon and all other costs, all as defined in the Loan Agreement.

6.08 City's Acknowledgements

The City hereby acknowledges:

(a) that Lakeview has complied with all of the provisions of Section 3.05 (2) of the Development Agreement;

(b) that Lakeview has complied with the provisions of the Development Agreement (and in particular Section 4.04(a) thereof) and the Ground Lease with respect to the right to obtain possession of the Demised Premises and is now in possession of the Demised Premises.

6.09 Changes to Development Agreement and Ground Lease

The City and Lakeview hereby agree:

(a) that the provisions of Section 4.04 (b) of the Development Agreement and in particular the provisions of lines 13 to 22 on page 23 thereof, which state:

> "No building fixtures or equipment on the Premises ... shall be subject to any conditional agreement or to any lien, encumbrance or claim not expressly permitted by the foregoing."

shall not be interpreted so as to prevent Lakeview from encumbering such building fixtures or equipment on the Demised Premises by way of mortgage and/or creating a security interest thereon in favour of the Bank or any other third party providing financial assistance to Lakeview in the development of the Hotel;

(b) that the provisions of Section 5.13 of the Development Agreement and in particular the provisions of line 12 on page 39 thereof, which states:

"upon not less than 20 days"

shall be deleted and the following words inserted in their place:

"upon not less than 7 days."

6.10 Conflict Between Development Agreement and Ground Lease

The City and Lakeview hereby acknowledge and agree that wherever and whenever a conflict shall arise between the provisions of the

Development Agreement and the provisions of the Ground Lease, the provisions of the Ground Lease shall prevail.

ARTICLE VII

GENERAL CONTRACT PROVISIONS

7.01 Notice

Unless otherwise provided herein, any notice, demand or other communication which, by the terms hereof, is required or permitted to be given by one of the parties hereto to the other or others of them, shall be in writing and may be given by delivering same, or (except in the case of an actual or pending disruption of postal service) by mailing same by registered mail, postage prepaid, or by sending same by telegram, telex, telecommunications or other similar form of communication, addressed to such other party or parties or delivered to such other party or parties as follows:

(a) to the Bank at:

University Place
Suite 1900, 123 Front Street, West
Toronto, Ontario
M5J 2M3

Attention: V.P. Corporate Real Estate

(b) to Lakeview at:

6th Floor, 185 Carlton Street
Winnipeg, Manitoba
R3C 3J1

Attention: President or General Manager

(c) to the City at:

City Architect's Office
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Attention: Co-ordinator, Lloyd D. Jackson Square

or at such other address as may be given by any of them or the others in writing from time to time. Any such notice, demand or other communication shall, if delivered, be deemed to have been received on the day on which it is delivered, if sent by telegram, telex or telecommunication or similar form of communication, be deemed to have been received on the next business day after it was so sent and, if mailed as aforesaid, be deemed to have been received on the fifth (5th) business day following the day on which it was mailed; provided that if any such notice, demand or other communication shall have been mailed and if regular mail service shall be interrupted by strikes or other irregularities following the mailing thereof but prior to the day upon which receipt is deemed to have occurred hereunder, such notice, demand or other communication shall be deemed to have been received forty-eight (48) hours after 12:01 a.m. on the day following the resumption of normal mail service.

7.02 Sections and Headings

The division of this Agreement into Articles and Sections and the insertion of headings are for convenience of reference only and shall not be construed to affect the meaning, construction or effect of this Agreement.

7.03 Entire Agreement

This Agreement constitutes the entire agreement between the parties hereto pertaining to the subject matter hereof and supercedes all prior and contemporaneous agreements, understandings, negotiations and discussions, whether oral or written, of the parties and there are no warranties, representations or other agreements between the parties in connection with the subject matter herein except as specifically set forth or referred to herein.

7.04 Time of Essence

Time shall be of the essence of this Agreement and every part hereof.

7.05 Assignments

The parties hereto shall not be entitled to assign this Agreement or their respective rights hereunder without the prior written consent of the other parties hereto.

7.06 Governing Law

This Agreement shall be governed by and construed in accordance with the laws of the Province of Ontario.

7.07 Invalidity

The invalidity or unenforceability of any of the provisions of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement and such invalid or unenforceable provision shall be fully severable from and shall be deemed never to have been part of this Agreement.

7.08 Extended Meanings

The words "hereof", "herein", "hereunder" and similar expressions used in any section or sub-section of this Agreement relate to the whole of this Agreement and not to that section or sub-section only, unless the context otherwise requires.

7.09 Successors and Assigns

This Agreement shall enure to the benefit of and be binding upon the parties hereto and their respective successors and permitted assigns.

7.10 Number and Gender

All nouns and personal pronouns relating thereto shall be read and construed as the number and gender may require and the verb shall be read and construed as agreeing with the noun and pronoun.

7.11 Remedies Generally

Mention in this Agreement or in the Ground Lease of any particular remedy of the Bank in respect of a default by Lakeview, or otherwise, does not preclude the Bank from any other remedy in respect thereof, whether available at law or in equity or by statute or expressly provided for in this Agreement or in the Ground Lease. No remedy shall be exclusive or dependent upon any other remedy, but the Bank may, from time to time, exercise any one or more of such remedies generally or in combination, such remedies being cumulative and not alternative.

IN WITNESS WHEREOF the parties hereto have executed these presents as of the day and year first hereinabove written.

CITIBANK CANADA

PER: _____

Continued on Page 12

LAKEVIEW DEVELOPMENT LTD.

PER: _____

PER: _____

THE CORPORATION OF THE CITY OF HAMILTON

PER: _____

PER: _____

SCHEDULE "A"

ATTACHED TO AND FORMING part of a certain Agreement between CITIBANK CANADA, THE CORPORATION OF THE CITY OF HAMILTON and LAKEVIEW DEVELOPMENT LTD. dated as of the day of December, A.D. 1983.

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario, and being composed of Part of Lots 1 and 2 and the unnumbered lot in Block 1, Part of Lots 1 and 2 and the unnumbered lot in the Block bounded by Market, MacNab, King and Park Streets all according to David Kirkendall survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 39; and Part of Park Street immediately east of the said Block 1 (said Park Street now closed by the City of Hamilton By-law No. 81-14 dated December 9, 1980 and registered in the said Land Registry Office as Instrument No. 174954CD) and which said parcel may be more particularly described as all of Part 1 according to a reference plan received and deposited in the said Land Registry Office on April 22, 1980 as Plan 62R-5316.

THIS AGREEMENT dated as of the day of December, 1983.

AMONG:

CITIBANK CANADA, a Canadian Chartered Bank, having its head office at the City of Toronto, Province of Ontario,

(hereinafter called the "Bank"),

- and -

THE CORPORATION OF THE CITY OF HAMILTON, a municipal corporation,

(hereinafter called the "City"),

- and -

LAKEVIEW DEVELOPMENT LTD., a corporation continued under the laws of Canada,

(hereinafter called "Lakeview").

A G R E E M E N T

McJANNET, WEINBERG, RILEY, ADAM
Barristers & Solicitors
5th Floor - 175 Carlton Street
Winnipeg, Manitoba
R3C 3H9

03/04/84

SCHEDULE "A"

1298 Stone Church Rd. E.
Hamilton

Owner's Interest
Cortina Tile & Mosaics Co.Limited

ELEMENTS OF COMPENSATION

Market Value of Realty	$14,415.00
Vendors Costs associated with the prepayment of local improvements charges relating to storm & sanitary sewer installations on Stone Church Rd. E.	1,250.00
TOTAL COMPENSATION	$15,665.00

DATED at Hamilton this 14th day of March, 19 84.

WITNESS:

CORTINA TILE & MOSAICS COMPANY LIMITED

Per:

_____

_____
Secretary

_____

_____
President

APPENDIX "B" as referred to in Item 7 of the Seventh Report of the Planning and Development Committee.

REPORT OF THE LEGISLATION COMMITTEE

To The Corporation of The City of Hamilton.

Members of Council:

The Legislation Committee presents its **SIXTH** Report for 1984 and respectfully recommends:

1. That the following resolutions be endorsed:

(a) **City of Hamilton**

WHEREAS The Ontario Ministry of Labour has designated several substances for regulation in Ontario work places, and

WHEREAS These regulations exclude construction workers because their exposure levels are not applicable, and

WHEREAS Construction workers are exposed to many of these deadly chemicals without regulatory protection.

THEREFORE BE IT RESOLVED That Hamilton City Council initiate a campaign to pressure the Ministry of Labour into developing regulations that provide full protection for construction workers.

THEREFORE BE IT FURTHER RESOLVED That copies of this Resolution be forwarded to area M.P.P.'s and leaders of the Provincial Liberal Party, Provincial Conservative Party and Provincial New Democratic Party.

(b) **City of Thunder Bay**

RESOLUTION 1

THAT the proper Communication authorities be informed about our strong displeasure with the growing problem of solicited "OBSCENE PHONE CALLS" via the U.S. toll-free numbers;

AND THAT the authorities do everything possible to remedy this problem.

RESOLUTION 2

THAT the Ministry of Education be requested to implement into the school curriculum study units on the topic of pornography;

AND THAT this resolution be forwarded to all municipalities in the Association of Municipalities of Ontario jurisdiction.

RESOLUTION 3

THAT Thunder Bay Telephone explore with Bell Canada the possibility of reversing charges on the "Obscene Phone" Lines to the U.S. number being called.

2. That the Mayor be authorized to issue the following Proclamation passed by the Province of Ontario proclaiming the month of May as Family Unity Month in the Province.

   "WHEREAS the family is widely recognized as the basic and most important unit in our society, providing love, acceptance, guidance, support and instruction to the individual;

   AND WHEREAS the quality of community life and the preservation of cultural, religious and familial traditions begins with the family;

   AND WHEREAS the family is the basis upon which communities and our nation is built;

   THEREFORE the month of May, 1984 be proclaimed as Family Unity Month in Ontario, a time to be thankful for the family as the foundation of our society and a time to recommit ourselves to the concept of the family, a concept that must withstand the trends of lifestyle and social transition."

3. That the Mayor be authorized to issue a Proclamation proclaiming Daylight Savings Time in the City of Hamilton from 2:00 a.m. Sunday, April 29, 1984 to 2:00 a.m. Sunday, October 28, 1984.

4. That the City Solicitor be authorized and directed to prepare a by-law to amend By-law No. 81-36, "To Establish the Office and Prescribe the Duties of a Chief Administrative Officer" by deleting item 10 of section 2 which reads as follows:

   "Attend at all City Council meetings and attend at Committee meetings upon request or as may be necessary or adviseable"

   and substituting in lieu thereof,

   "Attend at all City Council meetings and Standing Committee meetings"

5. That permission be granted to the Festival of Friends to use the City Hall forecourt as part of their Grand Opening Ceremonies to be held on Thursday, August 9, 1984.

Respectfully submitted,

Alderman V.J. Agro, Chairman

JDT/sma
April 3, 1984

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